

# ECLIPSE.ORG FOUNDATION, INC.

## MINUTES OF A MEETING OF THE BOARD OF DIRECTORS

(APRIL 17, 2013)

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A Meeting of the Board of Directors (the “*Board*”) of Eclipse.org Foundation, Inc., a Delaware corporation (the “*Corporation*”), was held on held at 11:00 am Eastern time on April 17, 2013 as a regularly scheduled teleconference.

Present on the teleconference were the following Directors:

Present	Director	Organization
Excused	Chris Aniszczyk	Elected Committer Representative
Yes	John Arthorne	Elected Committer Representative
Yes	Jutta Bindewald	SAP AG
Yes	Cedric Carbone	Talend
Yes	Paul Clenahan	Actuate Corporation
Yes	Christian Dupuis	Elected Sustaining Member Representative
Yes	Pat Huff	IBM
Yes	Etienne Juliot	OBEO
Yes	Hans Kamutzki	Elected Sustaining Member Representative
Yes	Mik Kersten	Elected Sustaining Member Representative
Yes	Jochen Krause	Innoopract GmbH
Yes	Donald Smith for Dennis Leung	Oracle
No	Paul Lipton	CA Technologies
Excused	Achim Loerke	BREDEX GmbH
No	Ed Merks	Elected Committer Representative
Yes	Wolfgang Neuhaus	itemis AG
Yes	Shawn Pearce	Google Inc.

Present at the invitation of the Board was Mike Milinkovich, Executive Director, and Janet Campbell, Secretary, of Eclipse.org Foundation, Inc.

### **General Business:**

Mike Milinkovich advised the Board that the minutes for the previous meeting were not yet available and would be submitted for the Board’s approval at the next Board meeting.

## **Topics and Issues Report**

Mike Milinkovich provided an overview of the Quarterly Topics and Issues Report which is attached hereto as Exhibit A.

## **Oracle TCK Agreement**

For the purposes of ensuring that a set of electronically passed resolutions appear in the public minutes for the Foundation, Mike Milinkovich highlighted for the Board the passing of the following resolutions via electronic means following the October Board Meeting:

**RESOLVED**, the Board authorizes the Executive Director to execute the Java TCK agreement as negotiated with Oracle, as well as any Addendums to that Agreement that are approved by the Board as per the following process:

- The Project PMC has publicly discussed and approved a Project's request for TCK access, and requests access from the EMO;
- A Strategic Member supports the Project's desire to use the TCK; and
- The Board has approved the use of the TCK by the Project by a super-majority vote of the Board.

**RESOLVED**, the Board approves licensing the use of the TCKs by the EclipseLink Project for the following JSRs: 317, 314, and 222.

**RESOLVED**, the Board approves licensing the use of the TCKs by the Virgo Project for the following JSRs: 196, 250, 907, 245, 52, 315, and 316.

Mike noted for the Board that the motion was passed with 8 votes for the motion, 2 against, and two abstentions.

Mike Milinkovich declared the meeting adjourned at 11:20am.

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This being a true and accurate record of the proceedings of this Meeting of the Board of Directors held on April 17, 2013, is attested to and signed by me below.

/s/ Janet Campbell  
Secretary of Meeting