

FluidStack – Free Trial Terms

These Free Trial Terms were published on 1st February 2022.

1. Introduction

- 1.1 These Free Trial Terms (as updated from time to time) incorporate FluidStack's Terms of Service (available at <https://www.fluidstack.io/>) as modified herein. In the event of a conflict between the Terms of Service and these Free Trial Terms, the Free Trial Terms shall prevail.
- 1.2 For the avoidance of doubt, the Non-Circumvention Policy (available at <https://www.fluidstack.io/>) shall apply to these Free Trial Terms.
- 1.3 Defined terms in these Free Trial Terms shall have the meaning given in the Terms of Service and the same rules of interpretation apply.

2. Free Trial

- 2.1 These Free Trial Terms shall apply to Cloud Services and FluidStack Services that are identified as being provided to Customer on a trial or test basis (whether by FluidStack or by Third-Party Provider) (the '**Free Trial Services**').
- 2.2 These Free Trial Terms shall also apply where FluidStack facilitates, or otherwise assists with, any discussions that may occur between Customer and Third-Party Provider prior to the commencement of the Free Trial Services.
- 2.3 Any warranties given by FluidStack to Customer in respect of delivery and operation of the Cloud Services or FluidStack Services under the Agreement shall not apply to the Free Trial Services, which shall be provided 'as is' and without warranty to the maximum extent permitted by law.
- 2.4 Subject to where FluidStack's liability cannot be limited by law, FluidStack's liability in respect of the Free Trial Services (howsoever arising under or in connection with the Agreement) shall be excluded to the fullest extent permissible by law.
- 2.5 The Free Trial Services shall be provided for a term agreed between FluidStack and Customer and/or Third-Party Provider and shall not automatically renew at the end of the term, unless expressly agreed otherwise by FluidStack in writing.
- 2.6 These Free Trial Terms shall terminate and shall be superseded by the Terms of Service when Customer places an Order.
- 2.7 FluidStack may terminate or suspend the provision of Free Trial Services at any time with or without notice.

3. Agreement

- 3.1 By proceeding with the Free Trial Services, Customer agrees that it is bound by the Terms of Service (as modified by these Free Trial Terms).