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TERMS OF USE FOR BOOKMANAGER'S ONLINE BACKUP SERVICE

We are serious about keeping your data secure and available to you when needed; however, we are unable to guarantee either of these conditions. Although unlikely, it is possible that our security measures are compromised in a way that exposes your data to others. It is also possible that the online backup may not have usable data for recovery (due to any number of technical or human issues.)

Accordingly, if you use our backup service you must be comfortable with the risks involved and agree to not hold us liable for any problems that may arise from using the service. Bookmanager's backup routine provides multiple methods of backup (including the online service.) You should employ at least two backup strategies so that your chances of data loss are negligible.

SECURITY OF BACKUP DATA

Bookmanager will endeavour to restrict access to the backup data you store on our servers to persons accessing your data through the use of your username and password. However, no password-protected system of data storage and retrieval can be made entirely impenetrable. Accordingly, you hereby acknowledge that it may be possible for an unauthorized party to access your data.

DISCLAIMER OF WARRANTIES

The transmission, storage, viewing and retrieval of data and files through the Internet is subject to a variety of conditions that make such transmission, storage, viewing and retrieval potentially unreliable. ACCORDINGLY, YOUR USE OF OUR BACKUP SERVICE IS AT YOUR SOLE RISK. THE SERVICE IS PROVIDED TO YOU ON AN "AS IS" AND "AS AVAILABLE" BASIS. BOOKMANAGER DISCLAIMS ALL WARRANTIES AND CONDITIONS, EXPRESS OR IMPLIED, ARISING BY LAW OR OTHERWISE, WITH RESPECT TO YOUR BACKUP.

THE BACKUP SERVICE MAY NOT MEET YOUR NEEDS. BOOKMANAGER MAKES NO REPRESENTATION OR WARRANTY: (1) THAT THE SERVICE WILL MEET YOUR NEEDS; (2) THAT ACCESS TO YOUR BACKUP DATA WILL BE TIMELY, ERROR-FREE, UNINTERRUPTED, VIRUS FREE OR SECURE; (3) THAT THE BACKUP DATA WILL NOT BE LOST OR DAMAGED; (4) THAT THE DATA ON YOUR DESKTOP OR SERVER WILL NOT BE LOST OR DAMAGED; OR (5) THAT DEFECTS IN THE BACKUP SERVICE WILL BE CORRECTED. YOU ACKNOWLEDGE THAT ANY DATA YOU RETRIEVE THROUGH THE USE OF THE SERVICE IS DONE AT YOUR CHOICE AND RISK AND THAT YOU WILL BE SOLELY RESPONSIBLE FOR ANY DAMAGE TO YOUR COMPUTER SYSTEM OR LOSS OF DATA THAT RESULTS FROM THE RETRIEVAL OF SUCH DATA.

IN NO EVENT SHALL TBM BOOKMANAGER LTD HAVE ANY OBLIGATION OR LIABILITY TO YOU FOR THE COST OF PROCUREMENT OF SUBSTITUTE SERVICES OR DATA OR FOR ANY DIRECT, INDIRECT, INCIDENTAL, SPECIAL, EXEMPLARY OR CONSEQUENTIAL DAMAGES (INCLUDING, WITHOUT LIMITATION, ANY LOSS OF DATA, REVENUE OR PROFITS OR BUSINESS INTERRUPTION) OR OTHER PECUNIARY LOSS ARISING OUT OF YOUR USE OR INABILITY TO USE THE BACKUP DATA STORED ON OUR SERVERS.