

## **A. HPE Ezmeral Partner Incentive Program – Program Structure**

Under the HPE Ezmeral Partner Incentive Program (the “Program”), HPE Channel Partners qualify with the won opportunity of HPE Ezmeral to receive a cashback incentive (“Cashback”) as set forth in the Program.

### **Participants**

Only HPE Channel Partners are allowed to participate in the Program.

The Channel Partner entity entitled to receive the cashback payment will hereby be referred to as “Participant”.

### **Eligible Products**

The list of HPE Products eligible for the Cashback payment can be found in Appendix A of the terms and are referred to herein as the “HPE Products”.

The Program is valid in respect of qualified and won opportunities with HPE Products and Participant's purchase order received between 02/01/2022 and 07/31/2022 (“Program Term”).

### **Promoter (referred to herein as 'HPE Aruba'):**

#### **Hewlett-Packard International Sarl**

Route du Nant-d'Avril 150  
CH-1217 Meyrin/Geneva  
Switzerland

### **Paying Entity:**

#### **Hewlett-Packard International Sarl**

Route du Nant d'Avril 150  
CH-1217 Meyrin/Geneva  
Switzerland

## **B. Program Rules and Requirements**

The Program is valid in Romania.

Participants must be located in Romania

HPE Products purchased in a country other than the Participant residence country are not authorized for participation and will not entitle a cashback.

Payments can only be made to a bank account within the country the Participant registered for the Program.

See the table in Appendix A for Cashback and HPE Product information.

Cashback calculated in accordance with the Program Terms is exclusive of VAT.

HPE will apply local mandatory VAT when processing the payments.

The Participant should fulfill any tax obligations imposed by local tax legislation.

## **C. Program Steps and Timing**

Qualifying Participants can obtain information about and raise a claim for cashback under the Program at

[www.hpe.com/eu/PartnerCashback](http://www.hpe.com/eu/PartnerCashback)

For qualified opportunities, the Participant must have registered the deal in Salesforece.com and have received an authorization code from HPE, which is required to get access the claiming site.

Request for cashback must be submitted online, within 30 days after the date the PO had been submitted to HPE, but not later than 30.08.2022. The request must be submitted, together with all required items of proof of purchase as detailed below, at [www.hpe.com/eu/PartnerCashback](http://www.hpe.com/eu/PartnerCashback).

The proof of purchase must contain the following information:

- | Name and address of the Participant
- | Deal reference
- | Model and quantity of the HPE Product.

Documents and data provided in connection with the Program are exclusively used for validation of eligibility to participate in the Program. The information will not be shared with any other processes or function outside the Program.

Participants who do not provide HPE with all mandatory information and proof during the request procedure will be notified via email and offered the opportunity to provide the missing items within 7 calendar days. If the Participant still fails to provide the missing information or otherwise comply with the terms and conditions, the request will be rejected.

The Cashback amount is paid by HPE to the Participant. The payment will be made by electronic bank transfer within 30 calendar days after receipt of the completed request.

For questions regarding the Program or the status of your claim, please email: [cashback@tps.mail.hpe.com](mailto:cashback@tps.mail.hpe.com). Alternatively, for claim status lookup, please check the URL available with the confirmation email.

## **D. Additional Terms**

By completing the request process the Participant confirms acceptance of these terms and conditions. HPE reserves the right to disqualify incomplete, altered or illegible claims in its sole discretion.

Participants submitting fraudulent claims will be excluded. HPE reserves the right to take legal action. If a Product is returned (thus revoking the sales contract) no claim may be made for Cashback payment. In case the Cashback payment has already been paid, it must be repaid to HPE in full.

HPE reserves the right to audit all requests to ensure that the terms and conditions of the Program have been met and to request additional information regarding any and all claims and supporting documents.

In the event of incorrect payments made by HPE the Participant shall repay any such incorrect payment not later than 28 days after receipt of written notice from HPE. The Participant agrees that HPE shall not be responsible or otherwise liable for any liability, losses, claims, damages or tax liabilities that might arise in such circumstances.

HPE is not responsible or liable for any technical, hardware, software, server, website, or other failures or damage of any kind to the extent that this prevents or otherwise restricts the Participant from participating in the Program.

HPE shall not be liable for any loss, damage, cost, expense or other liability suffered or incurred by Participants arising out of or in connection with their participation in this Program.

Participants may terminate their participation to the Program at any time by giving HPE written notice.

HPE reserves the right to suspend or cancel the Program, or amend its terms at any time. Participants will be informed by the information posted web portal [www.hpe.com/eu/PartnerCashback](http://www.hpe.com/eu/PartnerCashback) in such case.

The Cashback payment will be made subject to HPE's satisfaction that the Participant has fully complied with these terms and conditions and the associated instructions.

The decision of HPE in respect of any and all aspects of this Program will be final and binding.

This Program is subject to the laws of Romania. In case of dispute, the courts of Romania will have jurisdiction.

## Appendix A: Eligible HPE Products

To qualify for Cashback, a transaction must consist of HPE Ezmeral Software Product + applicable Installation Service + Staff Augmentation Service as per the below cashback table:

| Code                               | Qualifying HPE Products            | Rebate (RON) |
|------------------------------------|------------------------------------|--------------|
| <b>Deal &gt; \$100k, or \$160k</b> |                                    |              |
| R4T7xAAE                           | HPE Ezmeral ML Ops Solution        | 38.680,00 €  |
| R4T5xAAE                           | HPE Ezmeral Cntr Platform Solution | 38.680,00 €  |
| HPE-DF-x                           | HPE Ezmeral Data Fabric Solution   | 24.690,00 €  |
| <b>Deal &gt; \$250k</b>            |                                    |              |
| R4T7xAAE                           | HPE Ezmeral ML Ops Solution        | 52.670,00 €  |
| R4T5xAAE                           | HPE Ezmeral Cntr Platform Solution | 52.670,00 €  |
| HPE-DF-x                           | HPE Ezmeral Data Fabric Solution   | 52.670,00 €  |

| Eligible Product Configurations | attached Services       |            |                                                              |                                                                       |                                                 |
|---------------------------------|-------------------------|------------|--------------------------------------------------------------|-----------------------------------------------------------------------|-------------------------------------------------|
| Deal size                       | Ezmeral Software        |            | Staff Augmentation Block of 40 Hours, Travel & Expense Incl. | HPE Cntr Plat Quickstart Srvc / Inst and config of up to 160-core CPU | Cluster Installation, Travel & Expense Included |
| 100 k\$                         | HPE Ezmeral Data Fabric | HPE-DFB    | 1x                                                           |                                                                       | 1x                                              |
|                                 | HPE Ezmeral Data Fabric | HPE-DF-FOS | 1x                                                           |                                                                       | 1x                                              |
| 160 k\$                         | HPE Ezmeral ML Ops      | R4T74AAE   | 1x                                                           | 1x                                                                    |                                                 |
|                                 | HPE Ezmeral ML Ops      | R4T75AAE   | 1x                                                           | 1x                                                                    |                                                 |
|                                 | HPE Ezmeral Cntr Plat   | R4T54AAE   | 1x                                                           | 1x                                                                    |                                                 |

# Terms & conditions

|         |                                  |                |    |    |    |
|---------|----------------------------------|----------------|----|----|----|
|         | HPE<br>Ezmeral<br>Cntr Plat      | R4T55AAE       | 1x | 1x |    |
| 250 k\$ | HPE<br>Ezmeral<br>Data<br>Fabric | HPE-DFB        | 2x |    | 1x |
|         | HPE<br>Ezmeral<br>Data<br>Fabric | HPE-DF-<br>FOS | 2x |    | 1x |
|         | HPE<br>Ezmeral ML<br>Ops         | R4T74AAE       | 2x | 1x |    |
|         | HPE<br>Ezmeral ML<br>Ops         | R4T75AAE       | 2x | 1x |    |
|         | HPE<br>Ezmeral<br>Cntr Plat      | R4T54AAE       | 2x | 1x |    |
|         | HPE<br>Ezmeral<br>Cntr Plat      | R4T55AAE       | 2x | 1x |    |