

# Memorandum of Agreement

## For Indirect Subscriber Access to Class One Aircraft Situation Display and National Airspace System Status Information Data [September 20, 2007]

### 1. Parties

This Memorandum of Agreement (MOA) is entered into by and between **Sabre Inc. dba Flight Explorer** and \_\_\_\_\_, hereafter referred to as an Indirect Subscriber (and a recipient of Class One data as defined in Section 3 below). The parties do hereby agree and obligate themselves to abide by the rights, responsibilities, and other conditions defined in this agreement.

### 2. Purpose

This MOA addresses the requirement that all recipients of Class One data sign a MOA. To better manage the program, this MOA will be used for those indirect subscribers who receive Class One data. The rights, responsibilities, and other conditions for the Federal Aviation Administration (FAA) and the Indirect Subscribers who receive Class One ASDI and NASSI data are defined in the Direct Subscriber's MOA executed with the FAA (ASDI MOA).

### 3. Definitions

#### 3.1 Class One User:

A Class One User is a professional aviation organization with an established flight dispatch or planning function that requires near real time positional flight tracking capabilities. This organization must have direct responsibility for dispatching or tracking aircraft it owns or be contracted by the owner of the aircraft to do so. Examples are airlines, regional air carriers, air taxis, any organization providing dispatch or tracking functions for aircraft owners, flight operation centers, government users (as described in Section 5.5 of the ASDI MOA), and professional flight planning service providers. Fixed Base Operators (FBOs), corporate flight departments, and part 135 operators must have direct responsibility for dispatching or tracking aircraft to qualify as a Class One User. The FAA shall be the final arbiter for any disputes regarding the interpretation of this Section.

#### 3.2 Indirect Subscriber:

An Indirect Subscriber is an entity that receives the ASDI/NASSI data but not directly from the FAA. Indirect Subscribers that redistribute data received from Direct Subscribers (or from other Indirect Subscribers) are subject to the same requirements and restrictions as the Direct Subscriber, as detailed in ASDI MOA section 7.2 (dated 6/1/2006). If an Indirect Subscriber receives Class One data, that Indirect Subscriber will be subject to the audit in accordance with ASDI MOA section 7.2.12. However, Indirect Subscribers that receive and redistribute only Class Two data are not subject to the audit requirement.

#### 3.3 Data Access:

Class One Users are authorized to receive the full near real time ASDI and/or NASSI data feed (Class One data). Class Two Users are only authorized to receive the full ASDI and/or NASSI data feed that has been time-delayed at least 5 minutes (Class Two data). Government organizations and aviation system research and development industries will be categorized by the FAA on a case by case basis. Access and use restrictions for non United States domestic ASDI/NASSI data are provided in section 10 of the ASDI MOA. Direct Subscribers may access ASDI data only (or a subset thereof), NASSI data only (or a subset thereof), or both ASDI and NASSI data (or subsets thereof).

## 4. Scope

This MOA addresses the requirement that all recipients of Class One data sign a MOA to insure compliance with restrictions on Class One data. The Indirect Subscriber who receives Class One data shall comply with the provisions identified in the ASDI MOA dated June 1, 2006, as they apply to indirect subscribers.

## 5. Signatures

**Indirect Subscriber – Class One  
Data Recipient**

**Direct Subscriber**

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Signature

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Signature

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Name (Printed)

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Name (Printed)

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Title

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Title

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Date

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Date