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Eclipse Foundation Meeting Minutes

November 19, 2008

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 November 19, 2008 as a regularly scheduled teleconference.

Present on the teleconference were the following Directors:

Present	Director	Organization
Yes	Chris Aniszczyk	Committer Representative
Yes	Tim Barnes	OpenMethods LLC
Yes	Rich Bartlett	Nokia
No	Michael Bechauf	SAP AG
Yes	Hans-Christian Brockmann	brox IT-Solutions GmbH
No	Dino Brusco	Motorola
No	Mark Coggins	Actuate Corporation
Yes	Robert Day	Add-In Provider Representative
No	Mark de Visser	Sonatype
No	Ricco Deutscher	SOPERA GmbH
Yes	Doug Gaff	Committer Representative
Yes	Richard Gronback	Borland Software Corp.
No	Andi Gutmans	Zend Technologies
Yes	Oisin Hurley	IONA Technologies
Yes	John Kellerman	IBM
No	Mik Kersten	Committer Representative
Yes	Wayne Kerr for Jonathan Khazam	Intel Corporation
No	Jochen Krause	Innoopract
Yes	Stephane Lacrampe	OBEO
Yes	Dennis Leung	Oracle
No	Paul Lipton	CA Inc.
No	Maher Masri	Genuitec, LLC
Yes	Jeff McAffer	Committer Representative
Yes	Emma McGrattan	Add-In Provider Representative
Yes	Ed Merks	Committer Representative
Yes	Wolfgang Neuhaus	itemis AG
No	Tracy Ragan	Add-In Provider Representative
No	Steve Saunders	Wind River
Yes	Somasundaram Shanmugam	Sybase
Yes	Mitch Sonies	Cloudsmith Inc.
Yes	Mike Taylor	Add-In Provider Representative
No	Todd E. Williams	Add-In Provider Representative

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

Dual –Licensing Jetty at Eclipse:

Adam Lieber and Greg Wilkins from Webtide joined the Board call to discuss a proposal to dual license Jetty at Eclipse under the EPL and Apache 2.0 licenses. Adam provided background on the Jetty community and the potential benefits of a move to Eclipse for both Jetty and the Eclipse community. Adam also outlined the importance in maintaining the project's association with the Apache 2.0 license for existing Jetty consumers.

Following discussion, there was unanimous consent to approve the following resolution:

RESOLVED, that there was unanimous consent to approve dual licensing of Jetty at Eclipse under the EPL and Apache 2.0 licenses.

General Business:

Minutes: Mike Milinkovich introduced a discussion of the full and abridged the Minutes of the October 15, 2008 Board meeting. There was unanimous consent to approve the following resolution:

RESOLVED, that there was unanimous consent to approve the full and abridged minutes of the October 15, 2008 Board Meeting.

Change of Director: Mike Milinkovich advised the Board that Sonatype, one of the Eclipse Foundation's Strategic Members, would be changing their representative on the Board of Directors from Jason Van Zyl to Mark de Visser.

Committee Appointment: There was unanimous consent to approve the following Resolutions:

RESOLVED, that there was unanimous consent to appoint Jason van Zyl to the Membership Committee.

IP Advisory Committee:

Mike Milinkovich indicated that there are a number of items that the IP Advisory Committee has recommended for Board approval. First, the IP Advisory Committee recommended that the Board approve the following license(s) for use with Non-Code Content, where "Non-Code Content" is defined in the new website terms of use as "…white papers, dissertations, articles or other literary works, power point presentations, encyclopedias, anthologies, wikis, blogs, diagrams, drawings, sketches, photos or other images, audio content, video content and audiovisual materials.":

     a)   EPL, or

     b)   the Creative Commons Attribution-Share Alike 3.0 (Unported) license - **http://creativecommons.org/licenses/by-sa/3.0/**, or

     c)   the Creative Commons Attribution 3.0 (Unported) license - **http://creativecommons.org/licenses/by/3.0/**.

Following generally positive discussion, there was unanimous consent to approve the following resolution:

RESOLVED, that there was unanimous consent to approve the use of the following license(s) for use with Non-Code Content, where "Non-Code Content" is defined in the new website terms of use as "…white papers, dissertations, articles or other literary works, power point presentations, encyclopedias, anthologies, wikis, blogs, diagrams, drawings, sketches, photos or other images, audio content, video content and audiovisual materials.":

a)   EPL, or

b)   the Creative Commons Attribution-Share Alike 3.0 (Unported) license -
      http://creativecommons.org/licenses/by-sa/3.0/, or

c)   the Creative Commons Attribution 3.0 (Unported) license -
      http://creativecommons.org/licenses/by/3.0/.

Second, the IP Advisory Committee recommended that the Board approve the use of the **Eclipse Distribution License** ("EDL") for example code. Mike Milinkovich indicated that the use of the EDL would be at the discretion of the Project. There was strong support for this proposal and there was unanimous consent to approve the following resolution:

RESOLVED, that there was unanimous consent to approve the use of the **Eclipse Distribution License** ("EDL") for example code.

Third, the IP Advisory Committee recommended that the Board approve an updated version of the "Implementing the IP Policy Document" in order to be consistent with the newly approved IP Policy. There was unanimous consent to approve the following resolution:

RESOLVED, that there was unanimous consent to approve the proposed updated version of the "Implementing the IP Policy Document".

Policy on Recognizing Project Contributions:

Mike Milinkovich introduced a discussion of a proposed policy on recognizing project contributions. While generally supportive of the Policy, Board members felt that the document was overly cumbersome as currently written and did not explicitly address the implementation process to make sure that we have sufficient rights to any corporate logos or pictures of those that we are recognizing. Following the discussion, there was unanimous consent to approve the following resolution:

RESOLVED, that there was unanimous consent to approve the Policy on Recognizing Project Contributions as drafted and the EMO is further directed to revisit the document with a view to making it easier to follow by the reader and to include the implementation process to make sure that we have sufficient rights to any corporate logos or pictures of those that we are recognizing.

Program Plan Review:

Mike Milinkovich introduced the discussion of the Program Plan, initially directing Board Members to slide 5 of the Program Plan. Slide 5 described the Strategic Goals of the Eclipse Foundation as follows:

1. Establish Eclipse as the leading provider of open source runtime technologies

2. Maintain global leadership in open source tools platforms

3. Create value for all its membership classes

4. Foster growth of the ecosystem, particularly in verticals

5. Run a well governed, cost effective organization

Mike asked if anyone had any questions or concerns regarding the goals as presented. One Board member suggested changing the "the" in goal 1 to "a" which was generally supported by the Board.

ESE Update:

Mike Milinkovich provided an update on Eclipse Summit Europe. Mike indicated that as of today's meeting, there were 417 registered attendees, higher than the 410 registrants that we had last year. The conference had been a resounding success, exceeding our expectations, and resulting a in a modest profit.

Key Performance Indicators (KPIs):

Mike Milinkovich introduced the Eclipse Foundation's Key Performance Indicators for the month and indicated that the indicators are tracking as expected.

There being no additional business to attend to, Mike Milinkovich thanked all Board Members and declared the meeting adjourned at approximately 12:00 Eastern time.

*   *   *   *   *

This being a true and accurate record of the proceedings of this Meeting of the Board of Directors held on November 19th, 2008, is attested to and signed by me below.

/s/ Janet Campbell

Secretary of Meeting

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