

Business Contracts



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MEMORANDUM OF UNDERSTANDING

THIS AGREEMENT is made on this ____ day of _____, 200____, between <<CustCompany>> (hereafter referred to as "Client") and <<Company>> (hereafter referred to as "Contractor").

Agreements

1. The purpose of this Agreement (hereafter referred to as the "Agreement") is to precede a longer-term contract arrangement under which Contractor will provide Client web site design services including, but not limited to, the following:
_____.
2. Contractor agrees to perform the above-described services. Work may be started on the final site before a contract is entered into between the parties and is understood and agreed by the parties to be part of this Agreement until such time as a contract is entered into by the parties.
3. In consideration of Contractor's performance of these services, Client agrees to pay _____% of the total cost for the site development, which is projected to be not more than: \$_____. Payment shall be made according to the following terms:
_____.
4. Client agrees to pay all of Contractor' best expenses in connection with this Agreement, including travel, supplies, equipment, phone charges and any other third party expense relating to the Agreement. All expenses, except phone charges, shall be presented to Client for pre-approval in writing.
5. To activate this Agreement, Client will submit a check for \$_____ to Contractor toward the final project cost. The future contract to be entered into by the parties will define payment terms for the balance of the project amount. In the event a contract is not entered into by the parties to this Agreement, all copyright and other intellectual property rights to material generated by Contractor shall remain with Contractor. Client further agrees that during the pendency of this Agreement Client will not take any designs or other work performed for developed by Contractor under the terms of this Agreement to any other web site developer not a party to this Agreement.
6. The parties agree that Contractor retains all copyright and other intellectual property rights to the work contemplated by and started under the terms of this Agreement. Copyright terms will be set when the Agreement is replaced by a contract, and will include a release of copyright to Client upon fulfillment of all terms of the contract, including payment in full.
7. The parties agree that in the event of a breach of this Agreement damages may be difficult to ascertain or prove. The parties therefore agree that if Client breaches this Agreement, Contractor shall be entitled to seek relief from a court of competent jurisdiction, including injunctive relief, and shall be

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