

## OP3FT ACTIVITY REPORT 2016

Published by the OP3FT, the non-profit organization whose purpose is to hold, promote, protect and ensure the progress of the Frogans technology in the form of an open standard for the Internet, available to all, free of charge.

This document is the English translation of the OP3FT Activity Report 2016 which was originally written in French. This translation is dated July 26, 2017.

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## FOREWORD

Created in 2012, the OP3FT (Organization for the Promotion, Protection, and Progress of Frogans Technology) is a *Fonds de dotation* governed by French Law n°2008-776 of August 4, 2008 on the Modernization of the Economy.

The OP3FT is a non-profit organization acting in the public interest. Its purpose is to hold, promote, protect and ensure the progress of the Frogans technology, in the form of an open standard for the Internet, available to all, free of charge.

The OP3FT Bylaws were registered at the *Préfecture de Paris*, France, on February 21, 2012. The declaration of creation of the OP3FT was published on March 17, 2012 in the *Journal Officiel des Associations et Fondations d'Entreprise* of the French Republic (JOAFE n°11) under number 1540.

The OP3FT Bylaws were updated on July 28, 2016. The amendment to the Bylaws corresponding to this update was filed with the *Préfecture de Paris*, France, on September 5, 2016. The declaration of this amendment to the OP3FT Bylaws was published in the *Journal Officiel des Associations et Fondations d'Entreprise* of the French Republic (JOAFE n°40) on October 1<sup>st</sup>, 2016 under number 2076.

The OP3FT's registered office is located 6 square Mozart, 75016 Paris, France.

The OP3FT was created with an initial endowment granted free of charge and irrevocably by its Founder, the company STG Interactive S.A. The OP3FT's endowment is non-expendable and inalienable. Properties and rights composing the endowment are non-transferable and intangible.

The initial endowment of the OP3FT includes properties and rights relating to the Frogans technology, notably languages, technical specifications, software development systems, software source code, trademarks, patents and domain names, as well as the related intellectual property rights. It does not include any securities nor monies.

The OP3FT carries out work to fulfill its public-interest mission in relation to the Frogans technology. This work, described in detail in Article 5 of the OP3FT Bylaws, is carried out under the responsibility of permanent working teams within the OP3FT.

The OP3FT refrains from any for-profit activity, even on an accessory basis. The OP3FT's resources for the financing of its public-interest mission are constituted by the revenues of its endowment and by any lifetime gifts that might stem from public generosity.

In accordance with the OP3FT Bylaws, the endowment revenues are exclusively derived from the operating license granted by the OP3FT to the Frogans Core Registry Operator, under a delegation agreement.

This Activity Report covers the fifth accounting period of the OP3FT, from January 1, 2016 to December 31, 2016. During this fifth accounting period of 12 months, the OP3FT (i) did not make any reallocations as defined under Article 140 of the August 4, 2008 French Law, (ii) did not receive any donations, and (iii) did receive lifetime gifts stemming from public generosity.

In accordance with the OP3FT Bylaws, this Activity Report lays out, in addition to the information required by French laws and regulations, the properties and rights assigned to the increase of the endowment over the past year, and the details of resources originating from the endowment revenues.

This Activity Report was approved by the OP3FT Board of Directors on June 28, 2017. In accordance with Article 24 of the OP3FT Bylaws, the Activity Report was finalized then approved at the same time as the finalization and the approval of the Annual Financial Statement.

It will be published and archived on the OP3FT's Web site "op3ft.org", along with a translation in English, at the following permanent URLs (Uniform Resource Locators):

- in English: <https://www.op3ft.org/en/resources/ar/access.html>
- in French: <https://www.op3ft.org/fr/resources/ar/access.html>

## I. MISSION AND GOVERNANCE OF THE OP3FT

### I.1. REMINDER OF THE PURPOSE OF THE OP3FT

The OP3FT is a non-profit organization created on March 17, 2012 whose purpose is to hold, promote, protect and ensure the progress of the Frogans technology, in the form of an open standard for the Internet, available to all, free of charge.

More generally, the OP3FT's purpose is to contribute to the development of a secure and stable Internet that is open to innovation, and to support and finance innovative public-interest initiatives or actions of a social, educational or cultural nature in the area of information and communications technologies.

The Frogans technology, secure and simple, enables the publishing of Frogans sites. A Frogans site is a set of Frogans pages, hyperlinked to each other, available online on the Internet or in an intranet, at a Frogans address.

In a manner comparable to the development of the World Wide Web from the 90s, the OP3FT's aim is that an ecosystem flourish on top of the Frogans technology, fostering employment, innovation and economic development, in the public interest.

### I.2. BOARD OF DIRECTORS

All members of the OP3FT Board of Directors are natural persons, carrying out their duties as Director in a personal capacity and without receiving a financial counterpart.

The Directors act in an independent and neutral manner with respect to special interests, including those of legal entities in which they might hold a position, whilst respecting the founding principles defined in the OP3FT Bylaws.

As of December 31, 2016, the OP3FT Board of Directors was composed of the three Initial Directors appointed on the date of the OP3FT's creation:

- Mr Amaury GRIMBERT;
- Mr Alexis TAMAS;
- Mr Alain MARTEL.

The President of the Board of Directors is Mr Amaury GRIMBERT.

Between January 1, 2016 and December 31, 2016, the OP3FT Board of Directors met 14 times at the registered office.

The main decisions of the OP3FT Board of Directors were as follows:

- to organize public and free-of-charge events dedicated to the Frogans project: namely, Frogans Technology Conferences, streamed live over the Internet, including the organization of contests for the creation of Frogans sites;

- to adopt the Promotion strategy of the OP3FT for 2016, including the participation of the OP3FT in certain events worldwide;
- to adopt a new policy on intellectual property covering OP3FT trademarks;
- to adopt a new policy on registration and management of OP3FT domain names;
- to adopt the second update of the “Frogans Technology User Policy”;
- to extend the priority registration period for entrepreneurs;
- to adopt a new version of the “Rules for the registration of a Dedicated Frogans Network during the priority registration period for entrepreneurs”;
- to launch the Frogans addresses resolution test period;
- to adopt the second update of the “Reserved Terms for the registration of Frogans Addresses”;
- to adopt the “Procedure for legal confirmation of Frogans addresses registered before 2006”;
- to release a directory of Frogans address watch providers;
- to amend the OP3FT Bylaws;
- to prepare an application to be submitted to the *Préfet de Paris* in order to obtain a new authorization to call on public generosity;
- to appoint a new member to the Investment Committee for a duration of 3 years;
- to finalize and approve the Annual Financial Statement and the Activity Report for the year 2015.

In 2016, the OP3FT Board of Directors did not engage in the public consultation process referred to in Article 13 of its Bylaws, since the Frogans Core Registry was not yet open to Internet users.

### **I.3. INVESTMENT COMMITTEE**

As of December 31, 2016, the two members of the Investment Committee, considered qualified in financial management and who perform their duties without receiving any remuneration, were:

- Mr Erik POINTILLART;
- Mr Benoît REDON.

Mr Julien COQUET submitted his resignation from the OP3FT Investment Committee on October 1<sup>st</sup>, 2016 due to professional constraints which no longer allowed him sufficient time to carry out his mission under satisfactory conditions.

The OP3FT Board of Directors took note of this resignation and decided, on October 24, 2016, to appoint to the Investment Committee Mr Benoît REDON. Mr Benoît REDON has 35 years of experience in the French and European financial sector, including 12 years as International Director of Allianz.

The Investment Committee met once during 2016. It is here restated that the OP3FT's endowment does not include any securities nor monies.

### **I.4. AMENDMENT TO THE BYLAWS**

The Bylaws were modified in accordance with a decision taken by the OP3FT Board of Directors on July 28, 2016.

The declaration of this amendment to the OP3FT Bylaws has been published in the *Journal Officiel des Associations et Fondations d'Entreprise* of the French Republic on October 1<sup>st</sup>, 2016 (JOAFE n°40) under number 2076.

This amendment to the OP3FT Bylaws does not cover the purpose of the OP3FT. This amendment is presented in Annex 3 of the new Bylaws, and mainly covers:

- the transition period concerning the two inventors of the Frogans technology;
- the steps of the public consultation procedure;
- the non-expendable nature and the inalienable nature of the properties and rights composing the OP3FT's endowment and related to the Frogans technology;
- the local branches of the OP3FT.

## II. ACTIVITIES OF THE OP3FT

### II.1. WORK IN RELATION TO THE FROGANS TECHNOLOGY

The work that the OP3FT must carry out in the public interest, under the supervision of the Board of Directors, is detailed in Article 5 of its Bylaws (pages 6 to 12 in the Bylaws in French, and pages 6 to 11 in the English translation).

During the accounting period running from January 1, 2016 to December 31, 2016, work carried out by the OP3FT in order to hold, promote, protect, and ensure the progress of the Frogans technology mainly focused on:

- the general organization of the OP3FT's work in the long term;
- the management of the OP3FT's trademarks, patents and domain names;
- the development of the main, complementary and inseparable components of the Frogans technology;
- the drawing-up of the amendment of the OP3FT Bylaws;
- the development of the project of creation of a local branch of the OP3FT in China "OP3FT 中国" (OP3FT in China);
- the release of successive updates of Frogans Player for Developers software, from version Alpha 0.2.7 to version Alpha 1.3.1, on the "get.frogans" Web site;
- the finalization and release of the FSDL software library version Alpha 0.5.1 on the "frogans.org" Web site as well as its successive updates up to version Alpha 1.3.1;
- the updates of the preliminary version 3.0 of the Frogans Slide Description Language (FSDL) technical specification, published on the "frogans.org" Web site;
- the setting up of a partnership with Telecom Saint-Etienne University (France) for the creation of FSDL authoring tools by second-year engineering students, including the organization of a Workshop about FSDL;
- the drawing up of the OP3FT's policies, including the finalization of the second update of the "Frogans Technology User Policy", published on the "frogans.org" Web site;
- the organization of three Frogans Technology Conferences (FTC) in Paris (France), FTC 6 on February 16, FTC 7 on June 14 and FTC 8 on October 11, public and free-of-charge events streamed simultaneously on the Internet, in English and in French; at the Frogans Technology Conference 8 on 11 October, the OP3FT announced and presented the transition to the spread of the Frogans technology;

- the organization of two contests for the creation of Frogans sites (Frogans Awards); Frogans Award 1 ran from January 27, 2016 to February 16, 2016 with finals presented live during FTC 6; Frogans Awards 2 ran from April 29, 2016 through to June 14, 2016 with finals presented live during FTC 7.
- the ongoing promotion of the Frogans technology aimed at intellectual property sector professionals by way of operations worldwide, including, for example, presentations of the Frogans project at Cyberlex on February 18 in Paris (France), the INTA 138 meeting from May 21 to 25 in Orlando (USA) and the Arbitration Week Conference 2016 from May 17 to 21 in Hong-Kong (China);
- the ongoing promotion of the Frogans technology aimed at communications and information technology sector professionals by way of operations worldwide, including, for example, presentations of the Frogans project at the International Cybersecurity Forum (FIC) on January 26 in Lille (France), the ICANN 55 meeting from March 5 to 10 in Marrakesh (Morocco), the ICANN 56 meeting from June 27 to 30 in Helsinki (Finland), various meetings over the summer in China, the CELSA Paris-Sorbonne Graduate School on September 26 in Neuilly-sur-Seine (France) and the ICANN 57 meeting from November 3 to 9 in Hyderabad (India);
- the ongoing promotion of the Frogans technology aimed at Internet sector entrepreneurs by way of operations worldwide, including, for example, presentations regarding the opportunities associated with the Frogans technology at the *Fabrique de l'Innovation* on January 21 in Saint-Étienne (France), various meetings from May 10 to 12 in Ouagadougou (Burkina Faso) and from May 13 to 15 in Abidjan (Ivory Coast), the 2016 Chinese Internet Conference from June 20 to 24 in Beijing (China), Telecom Management School on July 21 in Paris (France) and during the Africa Development and Digital Days 2016 from October 26 to 28 in Paris (France);
- the ongoing program to raise awareness of the Frogans technology aimed at design and graphics schools including, for example, presentations of the Frogans project at the African Management Institute (IAM) on January 6 in Dakar (Senegal) and the Gobelins school (*Gobelins, École de l'Image*) on January 28 in Paris (France);
- the participation at the first Frogans hackathon (Davgans) from May 14 to 15, organized by the computer science laboratory (LABTIC) of Houphouët-Boigny University of Abidjan (Ivory Coast);
- the creation of free-of-charge and reusable practical resources published on the "frogans.org" Web site to help understand, use and benefit from the Frogans technology, including, for example, a video presentation of "Frogans sites in action" and presentations given by the OP3FT about the Frogans project during conferences and meetings with third-parties in 2016;
- the management of the OP3FT's Web sites including the updating of the Web sites "op3ft.org" (The OP3FT's Web site), "donate.op3ft.org" (the Web site of the public generosity campaign), "frogans.org" (the official Web site of the Frogans technology), "get.frogans" (the Web site to download Frogans Player) and "conference.frogans.org" (the Web site of Frogans Technology Conferences);
- the management of Frogans technology mailing lists, including the read-only mailing list "announcement@lists.fcr.frogans" where 83 messages were posted during the year;
- the drawing up and publication of legal resources on "fcr.frogans", the Web site of the FCR Operator, including the new version of the "Rules for the registration of a Dedicated Frogans Network during the priority registration period for entrepreneurs", the second update of the "Reserved Terms for the registration of Frogans Addresses", the drawing up of the "Procedure for legal confirmation of Frogans addresses registered before 2006" and the publication of the directory of Frogans address watch providers;
- the management of the ".frogans" top level domain (TLD) with ICANN (Internet Corporation for Assigned Names and Numbers), the company NCC Group, and Afnic (*Association Française pour le Nommage Internet en Coopération*).

While carrying out work in relation to the Frogans technology, the OP3FT made sure that the provisions of Article 5 of its Bylaws were respected.

More particularly, in the choices it made while carrying out work in relation to the Frogans technology, the OP3FT endeavored to include a clear statement presenting the reasoning behind the said choices (“rationale”).

As of December 31, 2016, the Board meeting minutes for the year 2012 had been published, in French, on the OP3FT's Web site “op3ft.org”. Their translation in English, as well as the other Board meeting minutes along with their translation in English, had not yet been published and archived, with the exception of the Board meeting minutes of June 11, 2013.

In accordance with its Bylaws, the OP3FT carried out work in relation to the Frogans technology according to the financial and human resources at its disposal in 2016.

## **II.2. OTHER PUBLIC-INTEREST ACTIONS FINANCED BY THE OP3FT**

The purpose of the OP3FT includes supporting and financing innovative public-interest initiatives or actions of a social, educational or cultural nature in the area of information and communications technologies, where the selection criteria are set by the Board of Directors.

The supporting and financing of these actions, programs or initiatives are conducted in accordance with the principles of openness and transparency that enable as many people as possible to benefit from the progress made in the area of information and communications technologies.

During the year 2016, the OP3FT did not finance any innovative public-interest initiatives or actions led by third parties, as it had used all available resources to finance work carried out to ensure its public-interest mission in relation to the Frogans technology.

Consequently, the OP3FT did not make any reallocations as defined under Article 140 of the August 4, 2008 French Law.

## **II.3. ORGANIZATION AND INTERNAL FUNCTIONING**

The OP3FT's salaried employees and independent contractors give a formal undertaking to act in a fully independent and neutral manner with regards to special interests and to respect the founding principles defined in the OP3FT Bylaws.

As of December 31, 2016, the OP3FT work teams consisted of 31 persons, as follows:

- 12 salaried employees and 3 trainees;
- 11 independent specialized contractors participating regularly;
- 5 regular contributors, including the two Inventors of the Frogans technology mentioned in Article 9 of the OP3FT Bylaws.

These work teams consist of individuals with varied profiles (engineers, legal professionals, etc.), intervening in work related to the promotion, protection and progress of the Frogans technology.

Moreover, during the year 2016, the following independent contractors participated regularly:

- 3 independent technical contractors in relation to the “.frogans” top level domain (TLD);
- 2 independent technical contractors in relation to the OP3FT IT infrastructures.

During the year 2016, the following independent contractors participated occasionally:

- 14 independent specialized contractors (lawyers, consultants, trainers, etc.);
- 11 independent specialized contractors for the organization of the Frogans Technology Conferences.

As of December 31, 2016, the Rules of Procedure of the OP3FT were in the process of being drawn up by the Board of Directors.

## II.4. DEALINGS WITH THIRD PARTIES

During the year 2016, the OP3FT continued to have recourse to independent contractors participating regularly or occasionally within the work teams. The OP3FT service agreement signed with these contractors guarantees, in particular, that the OP3FT fully and completely owns the work carried out by them, so that the OP3FT, by decision of the Board of Directors, can assign such work, in whole or in part, to the OP3FT's endowment.

Within the context of the delegation agreement signed on March 19, 2012, the OP3FT and the Frogans Core Registry Operator regularly cooperated throughout the entire year of 2016 on legal, technical and administrative matters relative to the development and to the implementation of the Frogans Core Registry.

During the year 2016, the OP3FT pursued its relations with ICANN (the Internet Corporation for Assigned Names and Numbers) relative to the delegation of the “.frogans” top level domain (TLD), as well as with the English company NCC Group for the data-escrow services that every Registry operator of a TLD must implement.

During the year 2016, the OP3FT also pursued its relations with Afnic (*Association Française pour le Nommage Internet en Coopération*), the French Network Information Centre, within the context of the DNS back-end registry operator contract signed for the operation of the “.frogans” TLD.

As part of the organization of the Frogans Technology Conferences (FTC), the OP3FT called on a number of contractors in the course of the year 2016, in particular to be able to stream FTC 6,7 and 8 over the Internet, and provide simultaneous interpretation of the conferences in English and French.

## II.5. WORK OF THE LOCAL BRANCHES OF THE OP3FT

In accordance with Article 22 of the OP3FT Bylaws, “The OP3FT may create and fund local branches of the OP3FT located abroad, set up in the form of a non-profit organization or, if required by the legislation of the country in question, in another form, including a commercial organization.”

As of December 31, 2016, the OP3FT has not created any such local branches located abroad.

A project to create a local branch in China “OP3FT 中国” (OP3FT in China) was presented during the 2016 Chinese Internet Conference in June 2016 in Beijing (China). The document presenting this project has been published in French, English and Chinese on the official Web site of the Frogans technology “frogans.org” at the permanent URL: <https://www.frogans.org/en/resources/presentations/access.html>

## III. ENDOWMENT OF THE OP3FT

### III.1. INITIAL ENDOWMENT

In accordance with the OP3FT Bylaws, the OP3FT's endowment is non-expendable and inalienable. Properties and rights composing the endowment are non-transferable and intangible, regardless of whether they were granted at the time of the OP3FT's creation as the initial endowment, or during its lifetime pursuant to an increase of the endowment.



The OP3FT was created with an initial endowment granted free of charge and irrevocably by its Founder. The initial endowment includes properties and rights relating to the Frogans technology, notably languages, technical specifications, software development systems, software source code, trademarks, patents and domain names, as well as the related intellectual property rights.

The complete list of properties and rights composing the initial endowment is given in Annex 2 of the OP3FT Bylaws. The initial endowment does not include any securities nor monies.

The events that took place over the past year covering the properties and rights composing the OP3FT's endowment at the beginning of the year are given in Annex 1 of this Activity Report.

As of December 31, 2016, all concerned national, regional and international offices had processed notices of transfer to the benefit of the OP3FT regarding trademarks, patents and domain names, with the exception, however, of some notices of transfer still in course for trademarks in Saudi Arabia, Argentina, Brazil, China, United Arab Emirates, India, Malaysia, Peru, Venezuela and OAPI, as well as some domain names.

## **III.2. INCREASE OF THE ENDOWMENT**

In accordance with the OP3FT Bylaws, the endowment is increased, during the OP3FT's lifetime, by properties and rights assigned to it.

The properties and rights created and developed in 2016 by the OP3FT as part of its public-interest mission in relation to the Frogans technology, through its salaried employees and independent contractors, were assigned to the OP3FT's endowment.

These properties and rights created and developed by the OP3FT as part of its public-interest mission in relation to the Frogans technology and assigned to the increase of the endowment over the past year are listed in Annex 2 of this Activity Report.

Likewise, properties and rights granted free of charge and irrevocably in 2016 by third parties, including by the two Inventors of the Frogans technology, and contributing to the public-interest mission of the OP3FT in relation to the Frogans technology, were assigned to the endowment.

These properties and rights granted free of charge and irrevocably by third parties contributing to the public-interest mission of the OP3FT in relation to the Frogans technology and assigned to the increase of the endowment over the past year are listed in Annex 3 of this Activity Report.

In order not to restrict the conditions of use of the Frogans technology, these third parties, referred to as "Contributors", granted free of charge and irrevocably, all and any rights relative to their contributions to the OP3FT, in accordance with the OP3FT Bylaws.

## **IV. RESOURCES OF THE OP3FT**

### **IV.1. ENDOWMENT REVENUES**

In accordance with its Bylaws, the OP3FT refrains from any for-profit activity, even on an accessory basis. Consequently, no revenue from profit-making activities of the OP3FT, nor compensation for services provided by the OP3FT, may be added to its resources.

The OP3FT's resources for the financing of its public-interest mission are constituted by the revenues of its endowment.

In accordance with the OP3FT Bylaws, endowment revenues are derived exclusively from the operating license granted by the OP3FT to the Frogans Core Registry Operator (FCR), under the delegation agreement.

As of December 31, 2016, endowment revenues derived from the Frogans Core Registry operating license granted by the OP3FT to the Operator amounted to 1,800,000 euros, recorded as "*Revenus de la dotation*".

By way of a decision taken by the Board of Directors on April 29, 2013, the OP3FT granted the FCR Operator payment delays for the monthly royalties payment due under the FCR operating license. The number of monthly royalties payments remaining due to the OP3FT as of December 31, 2016 was 7.

This decision was taken owing to the reorganization of the opening schedule of the FCR, as a result of the development work done by the OP3FT and by the FCR Operator taking longer than planned. Since the opening of the FCR to Internet users has not yet taken place, this has delayed, accordingly, the commercialization of the FCR addressing services.

## **IV.2. LIFETIME GIFTS STEMMING FROM PUBLIC GENEROSITY**

As of December 31, 2016, the OP3FT had received lifetime gifts stemming from public generosity for a total amount of 6,450 euros. These lifetime gifts made it possible to accelerate the Frogans project and support employment, innovation and economic development. A resource and expenditure account was prepared for the accounting period ending December 31, 2016.

The OP3FT obtained authorization, by way of a prefectural ruling dated November 13, 2015, to call on public generosity from October 19, 2015 to October 19, 2016, followed by another prefectural ruling dated October 11, 2016, to call on public generosity from October 5, 2016 to October 5, 2017.

## **IV.3. USE OF RESOURCES**

In accordance with its Bylaws, the OP3FT's resources are used to finance work carried out to fulfill its public-interest mission in relation to the Frogans technology, as well as the OP3FT's expenditures for day-to-day management.

As of December 31, 2016, the OP3FT had the ways of using its resources described in part II of this Activity Report. These ways include, in particular, hiring salaried employees and calling on independent contractors, renting premises and purchasing equipment.

As of December 31, 2016, the OP3FT's operating costs amounted to 1,792,688 euros, of which 919,388 euros concerned calling on independent contractors and the rental of premises ("*Services extérieurs*" and "*Autres services extérieurs*") and 773,560 euros concerned salaried employees ("*Salaires et traitements*" and "*Charges sociales*").

"*Services extérieurs*" mainly included: services provided in relation to work carried out to ensure the progress of the Frogans technology (software development and drawing up of technical specifications), and premises rental expenses, including the OP3FT's registered office.

"*Autres services extérieurs*" mainly included: services provided in relation to work carried out to promote and protect the Frogans technology (intellectual property expenses for trademarks and domain names, expenses related to the organization of the OP3FT's work, recruitment and human resources management costs), as well as services provided in relation to social and accounting matters and to the auditing mission of the Statutory Auditor.

As of December 31, 2016, the net result was 14,265 euros.

As of December 31, 2016, the OP3FT's resources had been used within 12 months of reception, in accordance with its Bylaws.

As of December 31, 2016, the OP3FT had not made any reallocations as defined under Article 140 of the August 4, 2008 French Law.

## V. ANNUAL FINANCIAL STATEMENT

The Statutory Auditor of the OP3FT is the firm 3A CONSEIL (34 rue de Liège, 75008 Paris, France) represented by Mr Marc de SALINELLES; the alternate Statutory Auditor is Mr Philippe COLOMBE (6 rue Brey, 75017 Paris, France).

The Chartered Accountant of the OP3FT is Cabinet HYART, represented by Mr Frédéric HYART (7 rue du Four St Jacques, 60200 Compiègne, France).

The OP3FT has prepared a financial statement, which includes a balance sheet, a revenue and expenses statement and a resource and expenditure account, for its fifth accounting period beginning on January 1, 2016 and ending on December 31, 2016.

The Annual Financial Statement for the accounting period ending December 31, 2016 was finalized by the Board of Directors on May 11, 2017. The Statutory Auditor's report is dated June 27, 2017. The OP3FT's Annual Financial Statement was approved by the OP3FT Board of Directors on June 28, 2017.

In accordance with Article 23 of the OP3FT Bylaws, a period of 45 days minimum separates the decision to finalize the Annual Financial Statement from the decision to approve it.

The OP3FT Annual Financial Statement 2016 and the Statutory Auditor's report will be published and archived on the OP3FT's Web site "op3ft.org", along with a presentation in English, at the following permanent URLs (Uniform Resource Locators):

- in English: <https://www.op3ft.org/en/resources/afs/access.html>
- in French: <https://www.op3ft.org/fr/resources/afs/access.html>

The OP3FT Annual Financial Statement 2016 and the Statutory Auditor's report will be registered by electronic means through the "http://www.journal-officiel.gouv.fr/" Web site.

By June 30, 2017, i.e. within 6 months following the end of its accounting period, the OP3FT will send this Activity Report to the *Préfecture de Paris*, along with the Annual Financial Statement 2016 and the Statutory Auditor's report.

Executed in Paris on June 28, 2017,

In two original copies, one to be registered at the *Préfecture de Paris*, the other to be kept at the OP3FT's registered office.

On behalf of the OP3FT, Mr Amaury GRIMBERT,  
President of the Board of Directors

## **ANNEX 1 - Events over the past year covering the properties and rights composing the OP3FT's endowment at the beginning of the year**

As of January 1, 2016, the OP3FT's endowment consisted of the initial endowment granted free of charge and irrevocably by its Founder when the OP3FT was created on March 17, 2012, as well as properties and rights granted during the years 2012 to 2016 which increased the endowment.

The list of properties and rights composing the OP3FT's endowment is given in Annex 2 of the OP3FT Bylaws for the initial endowment, and in Annex 2 of the Activity Reports for 2012, 2013, 2014 and 2015 for properties and rights granted between 2012 and 2015.

The events that took place between January 1, 2016 and December 31, 2016 covering these properties and rights, are given below.

### **A. The Frogans technology**

*None*

### **B. Trademarks**

#### **B1. The figurative trademark “Two superimposed yellow and blue rectangles”**

- Trademark filed directly in the following countries, registered:

COUNTRY	FILING DATE	FILING #	REGISTRATION DATE	CLASSES
USA	August 4, 2014	86356154	November 8, 2016 (#5078412)	9

- The following trademarks, which expired in 2016, have been renewed:

COUNTRY	FILING DATE	FILING #	REGISTRATION DATE	CLASSES
LEBANON	December 19, 2000	85858	December 19, 2000	9, 38, 42
TUNISIA	December 18, 2000	EE0022434	December 18, 2000	9, 38, 42

#### **B2. The “FROGANS” word trademark**

- The following trademarks, which expired in 2016, have been renewed:

COUNTRY	FILING DATE	FILING #	REGISTRATION DATE	CLASSES
LEBANON	January 27, 2001	86255	January 27, 2001	9, 38, 42
TUNISIA	January 23, 2001	EE10146	January 23, 2001	9, 38, 42

#### **B3. The “FNLSL” word trademark**

- The following trademarks, which expired in 2016, have been renewed:

COUNTRY	FILING DATE	FILING #	REGISTRATION DATE	CLASSES
INDIA	May 30,2006	1458436	October 15, 2012	9, 38, 42
OHMI (EUIPO)	May 30,2006	5136965	May 21, 2007	9, 42
China (WIPO)	May 30,2006	909907	February 15, 2007	9, 38, 42

South Korea (WIPO)	May 30,2006	909907	May 16, 2013	9, 38, 42
Japan (WIPO)	May 30,2006	909907	May 16, 2013	9, 38, 42
USA (WIPO)	May 30,2006	909907	July 29, 2008 (#3476769)	38, 42

#### **B4. The “FSDL” word trademark**

- The following trademarks, which expired in 2016, have been renewed:

COUNTRY	FILING DATE	FILING #	REGISTRATION DATE	CLASSES
OHMI (EUIPO)	May 30,2006	5136973	May 21, 2007	9, 42
China (WIPO)	May 30,2006	909908	February 15, 2007	9, 38, 42
South Korea (WIPO)	May 30,2006	909908	May 16, 2013	9, 38, 42
Japan (WIPO)	May 30,2006	909908	May 16, 2013	9, 38, 42
USA (WIPO)	May 30,2006	909908	July 29, 2008 (#3476771)	38, 42

#### **B5. The figurative trademark “Frogans Star”**

*None*

#### **B6. The “OP3FT” word trademark**

- Trademarks filed directly in the following countries, registered:

COUNTRY	FILING DATE	FILING #	REGISTRATION DATE	CLASSES
USA	June 6, 2012	85644996	May 17, 2016 (#4958040)	9, 35, 36, 38, 41, 42, 45
CANADA	June 12, 2012	1581681	February 28, 2016 (#LMC953716)	35, 36, 38, 42, 43, 45

#### **B7. The “FPUL” word trademark**

- Trademark filed directly in the following countries, registered:

COUNTRY	FILING DATE	FILING #	REGISTRATION DATE	CLASSES
USA	March 26, 2013	85886242	February 23, 2016 (#4903499)	9; 38, 42

#### **B8. The transcriptions of the “FROGANS” word trademark**

*None*

### **C. Patents**

#### **C1. The patent “Multimedia data publishing system”**

*None*

**C2. The patent “Method and system for operating a computer network which is intended for content publishing”**

*None*

**C3. The patent “A User-Friendly Process for Interacting with Informational Content on Touchscreen Devices”**

*None*

**C4. The patent “Interaction Control Method with a Touchscreen and equipment implementing this method”**

- French patent issued January 1<sup>st</sup>, 2016 under number 13/62164 (following the application filed December 5, 2013)

**D. Domain names**

The OP3FT adopted on September 2, 2016 a new policy on registration and management of OP3FT domain names, in order to rationalize and optimize the management of its portfolio. This new policy has led to the non-renewal of certain domain names.

Apart from non-renewed domain names:

- Domain names listed in the Bylaws, under part D of Annex 2, as registered and reaching expiry, were renewed;
- Domain names listed in the Activity Reports from 2012 to 2015 under part D of Annex 2, as registered and reaching expiry, were renewed.

**D1. Domain names associated with the “FROGANS” trademark**

The following domain names have not been renewed:

- Identical domain names: frogans.dm ; frogans.com.br ; frogans.gl ; frogans.lc ; frogans.uz ; frogans.ae ;
- Domain names with typographical errors: frogal.com ; frogale.com ; frogales.com ; frogals.com ; frogan.com ; frogens.com ; frogons.com ; frogun.com ; froguns.com ; frogans.com ; ffrogans.com ; fro-gans.com ; frog-ans.com ; frogaans.com ; frogane.com ; froganes.com ; froganns.com ; froganss.com ; froggans.com ; froguan.com ; froguane.com ; froguanes.com ; froguans.com ; froogans.com ; ffrogans.com ; frgoans.com ; frogasn.com ; forgans.com ; froganz.com ; fogans.com ; frgans.com ; froans.com ; frogns.com ; frigan.com ; frigans.com ; frogan.com ; frog-an.com ; froagns.com ; froagnas.com ; rfrogans.com ;
- Derived domain names: frogansphere.com ; frogansphere.net ; frogansphere.org ; publicfrogansnetwork.com ; publicfrogansnetwork.net ; publicfrogansnetwork.org ; frogansapp.com ; frogansapp.net ; frogansapp.org ; frogansapplication.com ; frogansapplication.net ; frogansapplication.org ; frogansapplications.com ; frogansapplications.net ; frogansapplications.org ; frogansapps.com ; frogansapps.net ; frogansapps.org ; downloadfrogans.com ; frogansfriendly.com ; frogansfriendly.net ; frogansfriendly.org ; frogansnavigator.com ; froganssearch.com ; froganstechnology.com ; froganstechnology.net ; froganstechnology.org ; mainfrogansnetwork.com ; mainfrogansnetwork.net ; mainfrogansnetwork.org ; frogansforeveryone.com ; frogansforeveryone.net ; frogansforeveryone.org ; frogansaddress.com ; frogansaddresses.com ; frogansdirectory.com ; frogansnetwork.com ; frogansnetworksystem.com ; frogansplayer.com ; froganspublisher.com ; frogansregistration.com ; frogansstar.com ; myfrogans.com ; froganseyes.com ; froganseyes.net ; froganseyes.org ; frogansnetworksystem.net ;

frogansnetworksystem.org ; froganssphere.com ; froganssphere.net ; froganssphere.org ;  
fondation-frogans.com ; fondation-frogans.net ; fondation-frogans.org ; fondationfrogans.com ;  
fondationfrogans.net ; fondationfrogans.org ; abuse-frogans.org ; abusefrogans.org ; spread-  
frogans.org ; frogans-direct.com ; frogans-direct.net ; frogans-direct.org ; frogansdirect.com ;  
frogansdirect.net ; frogansdirect.org ; frogansland.com ; frogansland.net ; frogansland.org ;

- Similar domain names: froganize.com ;

- The information given below covering domain names updates the information given in the 2014 Activity Report (Annex 1 – D1):

The following domain name has not been renewed: frogans.tm

- The information given below covering domain names updates the information given in the 2015 Activity Report (Annex 1 – D1):

The following domain names have not been renewed: frogans.asia.com ; fnsl.asia.com ;  
fsdl.asia.com ; frogans.co.ee ; frogans.co.in

## **D2. Domain names associated with the “FSDL” trademark**

The following domain names have not been renewed:

- Identical domain names: fsdl.co ; fsdl.mobi

- Derived domain names: fsdlvalidator.com

## **D3. Domain names associated with the “FNSL” trademark**

The following domain names have not been renewed:

- Identical domain names: fnsl.co ; fnsl.mobi ; fnsl.fr

## **D4. Domain names associated with the “OP3FT” trademark**

The following domain names have not been renewed:

- Domain names with typographical errors: op3tf.fr ; 03pft.com ; 03pft.net ; 03pft.org ;  
0p3ft.com ; o3pft.com ; o3pft.net ; op3tf.com ; op3tf.net ; oppft.com ; oppft.net ; opppft.com ;  
oppft.net

## **D5. Other domain names associated with the Frogans technology**

The following domain names have not been renewed: fnoc.co ; fnoc.info ; fnoc.net ;  
anewlayer.com

## **E. Top-level domain (TLD)**

- Domain names listed in the Activity Reports for 2014, under part D of Annex 2, are still activated in the DNS and/or created but not activated in the DNS.

## **ANNEX 2 - Properties and rights created and developed by the OP3FT as part of its public-interest mission in relation to the Frogans technology and assigned to the increase of the endowment over the past year**

Between January 1, 2016 and December 31, 2016, the OP3FT's endowment was increased in accordance with Article 17 of the Bylaws by the assignment of properties and rights created and developed by the OP3FT as part of its public-interest mission in relation to the Frogans technology, this being through its salaried employees or independent contractors, in the course of the creation and development of such properties and rights.

The list of these rights and properties is given below.

Since the OP3FT's endowment is non-expendable and inalienable, properties and rights thus assigned to the endowment are non-transferable and intangible.

### **A. The Frogans technology**

- All research and development work covering the development of the OP3FT technical specifications: these specifications are UPIL (ex FDKML), UCSR, UDSM, IFAP, FACR, FCR API, FPUL, FNSL, FSDL and FPRT API;
- The preliminary version 3.0 of the Frogans Slide Description Language (FSDL) technical specification;
- All research and development work covering the development of the OP3FT software libraries: these software libraries are reference implementations of the OP3FT technical specifications;
- The FSDL software library, Alpha version 0.5.1 to Alpha version 1.3.1;
- All research and development works covering the development of Frogans Player: this software includes FPRT, a common runtime engine, and graphical user interfaces (GUIs) for each supported platform;
- Frogans Player for Developers, Alpha version 0.2.7 to Alpha version 1.3.1;
- All research and development work covering FPXDE, the cross-platform development environment of the OP3FT: this environment includes a source code compilation and assembly chain, a test system, and a wrapper generator for software libraries;
- All work covering documentation of the Frogans technology: this documentation includes technical documents, legal documents, documents for the promotion of the Frogans technology, and Frogans site prototypes.

### **B. Trademarks**

B1. The figurative trademark "Two superimposed yellow and blue rectangle"

*None*

B2. The "FROGANS" word trademark

*None*

B3. The "FNSL" word trademark

*None*



B4. The "FSDL" word trademark

*None*

B5. The figurative trademark "Frogans Star"

*None*

B6. The "OP3FT" word trademark

*None*

B7. The "FPUL" word trademark

*None*

B8. The transcriptions of the "FROGANS" word trademark

*None*

### **C. Patents**

C1. The patent "Multimedia data publishing system"

*None*

C2. The patent "Method and system for operating a computer network which is intended for content publishing"

*None*

C3. The patent "A User-Friendly Process for Interacting with Informational Content on Touchscreen Devices"

*None*

C4. The patent "Interaction Control Method with a Touchscreen and equipment implementing this method"

*None*

### **D. Domain names** (with their date of creation)

D1. The domain names associated with the "FROGANS" trademark

*None*

D2. The domain names associated with the "FSDL" trademark

*None*

D3. The domain names associated with the "FNSL" trademark

*None*

D4. The domain names associated with the "OP3FT" trademark

*None*

D5. The other domain names associated with the Frogans technology

*None*

**E. Top-level domain (TLD)**

*None*

**F. Frogans addresses** (with their linguistic category between < > and their date of creation between brackets)

frogans\*HelloWorld <LC-Latin> (June 8, 2016)

frogans\*OP3FT <LC-Latin> (June 13, 2016)

frogans\*HelloWorld-Entry <LC-Latin> (June 14, 2016)

## **ANNEX 3 - Properties and rights granted free of charge and irrevocably by third parties contributing to the public-interest mission of the OP3FT in relation to the Frogans technology and assigned to the increase of the endowment over the past year**

Between January 1, 2016 and December 31, 2016, the OP3FT's endowment was increased in accordance with Article 17 of the Bylaws, by the assignment of properties and rights granted free of charge and irrevocably by third parties contributing to the public-interest mission of the OP3FT in relation to the Frogans technology, and which the OP3FT accepted.

These third parties are referred to as "Contributors".

Rights related to the various contribution cases presented below were granted to the OP3FT by Contributors.

Since the OP3FT's endowment is non-expendable and inalienable, properties and rights thus assigned to the endowment are non-transferable and intangible.

### **1. Contribution to the development of the technical specifications**

- Participation in the writing of the technical specifications: Contributors participated in the design and drafting of the OP3FT's technical specifications;
- Review of technical specifications before their adoption: Contributors carried out a detailed study of the OP3FT's technical specifications before their adoption by the OP3FT.

### **2. Contribution to the development of the software libraries**

- Participation in the development of software libraries: Contributors participated in the design and programming of the OP3FT's software libraries;
- Participation in the development of software library wrappers: Contributors participated in the design and programming of the OP3FT's software library wrappers;
- Testing of software libraries: Contributors designed and implemented test programs for the OP3FT's software libraries and their wrappers.

### **3. Contribution to the development of Frogans Player**

- Participation in the integration and maintenance of target platforms: Contributors participated in the integration and maintenance operations of target platforms in the FPXDE multi-platform development environment;
- Participation in the development of the Frogans Player runtime engine: Contributors participated in the design and programming of the runtime engine of the Frogans Player software;
- Participation in the development of the Frogans Player GUIs (Graphical User Interfaces): Contributors participated in the design and programming of the GUI for the Frogans Player software GUI.

### **4. Other contributions**

- Participation in the production of practical resources: Contributors participated in the design, production and translation of practical resources to be published by the OP3FT;
- Participation in the drawing up of the OP3FT's policies: Contributors participated in the drafting and translation of the OP3FT's policies.