



Cisco Catalyst and DNA Advantage Use Right to ThousandEyes

Capitalized terms not defined in this document are as defined in the [Cisco General Terms](#) or similar terms existing between You and Cisco and the [ThousandEyes Offer Description](#) (the “**Agreement**”). Calculation of consumption of ThousandEyes Units is governed by the documentation posted [here](#).

1. Use Right Cap. Your Use Right will be subject to one of the following caps:

- a. **Current DNA Use Right Cap.** Beginning February 20, 2024, subject to the restrictions in Section 2 and 3 below, for each Cisco Catalyst 9300 or 9400 with a DNA Advantage subscription (each an “**Eligible Catalyst Purchase**”) You purchase, You will automatically receive 22 ThousandEyes Units per month, up to a maximum of 11,000 ThousandEyes Units per month per Customer (the “**Current DNA Use Right Cap**”). You may use your ThousandEyes Units for either Enterprise Agent or Cloud Agent testing.
- b. **Legacy DNA Use Right Cap.** Except as otherwise agreed between You and Cisco and subject to restrictions in Section 2 and 3 below, the following will apply to existing customers who have existing ThousandEyes Unit Use Rights from Eligible Catalyst Purchase(s) made prior to February 20, 2024 (“**Legacy Customers**”):

Number of ThousandEyes Units/month Use Right from Eligible Catalyst Purchase(s) prior to February 20, 2024	Legacy Customer with > 11,000 ThousandEyes Units/month	Legacy Customer with < 11,000 ThousandEyes Units/month
Existing Use Rights	Retain their existing number of ThousandEyes Units per month	Retain their existing number of ThousandEyes Units per month
Applicable Cap	New Eligible Catalyst Purchase(s) will be subject to the existing 110,000 ThousandEyes Units per month Use Right cap (the “ Legacy DNA Use Right Cap ”)	New Eligible Catalyst Purchase(s) will be subject to Current DNA Use Right Cap
Access to Cloud Agents	Continue to only be able to use ThousandEyes Units granted under this Use Right for Enterprise Agent testing	May use ThousandEyes Units granted under this Use Right for either Enterprise Agent or Cloud Agent testing

2. Customer Organization Use Right Cap. Under both the Current DNA Use Right Cap and the Legacy DNA Use Right Cap, all entities within Your Customer Organization (defined below) that purchased an Eligible Catalyst Purchase(s) are subject to a single maximum Use Right cap of 110,000 ThousandEyes Units per month (the “**Customer Organization Use Right Cap**”) regardless of the number of Eligible Catalyst Purchase(s) by Your Customer Organization. For clarity, no rights are granted under this Use Right to Affiliates who are not otherwise licensed to use the Eligible Catalyst Purchase(s).

“**Customer Organization**” means You and Your Affiliates collectively.

Examples of the Customer Organization Use Right Cap:

If You are subject to the Current DNA Cap and two of Your Affiliates are also Eligible Catalyst Purchase(s) Use Right holders subject to the Legacy DNA Use Right Cap, then (i) You are subject to the Current DNA Use Right Cap on an individual basis, (ii) each of Your two Affiliates are subject to the Legacy DNA Use Right Cap on an individual basis, and (iii) Your three entities combined are subject to a single Customer Organization Use Right Cap.

If You are subject to the Current DNA Use Right Cap and ten of Your Affiliates are also Eligible Catalyst Purchase(s) Use Right holders subject to the Current DNA Use Right Cap, then (i) each of the eleven entities are subject to the Current DNA Use Right Cap (as applicable) on an individual basis and (ii) the eleven entities combined are subject to a single Customer Organization Use Right Cap.

3. Legacy Billing Model. You are ineligible to receive the ThousandEyes Units for your Eligible Catalyst Purchase(s) if any entity in Your Customer Organization is using the ThousandEyes’ legacy billing model.