

(D) A PARTY HAS A RIGHT TO AN EXPEDITED JUDICIAL HEARING ON A REQUEST FOR PREJUDGMENT RELIEF TO ENFORCE OR PROTECT ITS RIGHTS UNDER THIS SECTION.

(E) THE RIGHT TO POSSESSION UNDER THIS SECTION IS NOT AVAILABLE TO THE EXTENT THAT THE INFORMATION, BEFORE BREACH OF THE LICENSE AND IN THE ORDINARY COURSE OF PERFORMANCE UNDER THE LICENSE, WAS SO ALTERED OR COMMINGLED THAT THE INFORMATION IS NO LONGER IDENTIFIABLE OR SEPARABLE.

(F) A LICENSEE THAT PROVIDES INFORMATION TO A LICENSOR SUBJECT TO CONTRACTUAL USE TERMS HAS THE RIGHTS AND IS SUBJECT TO THE LIMITATIONS OF A LICENSOR UNDER THIS SECTION WITH RESPECT TO THE INFORMATION IT PROVIDES.

21-816. LIMITATIONS ON ELECTRONIC SELF-HELP.

(A) IN THIS SECTION, "ELECTRONIC SELF-HELP" MEANS THE USE OF ELECTRONIC MEANS TO EXERCISE A LICENSOR'S RIGHTS UNDER § 21-815(B) OF THIS SUBTITLE.

(B) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, ELECTRONIC SELF-HELP IS PROHIBITED IN MASS-MARKET TRANSACTIONS.

(C) PRIOR TO CANCELLATION OF A LICENSE IN WHICH THE PARTIES HAVE AGREED TO PERMIT THE USE OF ELECTRONIC SELF-HELP, THE LICENSOR SHALL PROVIDE A LICENSEE WITH THE OPPORTUNITY TO CURE THE CLAIMED BREACH GIVING RISE TO THE CANCELLATION AS PROVIDED IN § 21-703 OF THIS TITLE.

~~(D)~~ (D) ON CANCELLATION OF A LICENSE, ELECTRONIC SELF-HELP IS NOT PERMITTED, EXCEPT AS PROVIDED IN THIS SECTION.

~~(E)~~ (E) IF THE PARTIES AGREE TO PERMIT ELECTRONIC SELF-HELP, A LICENSEE SHALL SEPARATELY MANIFEST ASSENT TO A TERM AUTHORIZING USE OF ELECTRONIC SELF-HELP. THE TERM MUST:

(1) PROVIDE FOR NOTICE OF EXERCISE AS PROVIDED IN SUBSECTION ~~(F)~~ (F) OF THIS SECTION;

(2) STATE THE NAME OF THE PERSON DESIGNATED BY THE LICENSEE TO WHICH NOTICE OF EXERCISE MUST BE GIVEN AND THE MANNER IN WHICH NOTICE MUST BE GIVEN AND PLACE TO WHICH NOTICE MUST BE SENT TO THAT PERSON; AND

(3) PROVIDE A SIMPLE PROCEDURE FOR THE LICENSEE TO CHANGE THE DESIGNATED PERSON OR PLACE.

~~(F)~~ (F) BEFORE RESORTING TO ELECTRONIC SELF-HELP AUTHORIZED BY A TERM OF THE LICENSE, THE LICENSOR SHALL GIVE NOTICE IN A RECORD TO THE PERSON DESIGNATED BY THE LICENSEE STATING: