

(19) "CONTRACTUAL USE TERM" MEANS AN ENFORCEABLE TERM THAT DEFINES OR LIMITS THE USE, DISCLOSURE OF, OR ACCESS TO LICENSED INFORMATION OR INFORMATIONAL RIGHTS, INCLUDING A TERM THAT DEFINES THE SCOPE OF A LICENSE.

(20) "COPY" MEANS THE MEDIUM ON WHICH INFORMATION IS FIXED ON A TEMPORARY OR PERMANENT BASIS AND FROM WHICH IT CAN BE PERCEIVED, REPRODUCED, USED, OR COMMUNICATED, EITHER DIRECTLY OR WITH THE AID OF A MACHINE OR DEVICE.

(21) "COURSE OF DEALING" MEANS A SEQUENCE OF PREVIOUS CONDUCT BETWEEN THE PARTIES TO A PARTICULAR TRANSACTION WHICH ESTABLISHES A COMMON BASIS OF UNDERSTANDING FOR INTERPRETING THEIR EXPRESSIONS AND OTHER CONDUCT.

(22) "COURSE OF PERFORMANCE" MEANS REPEATED PERFORMANCES, UNDER A CONTRACT THAT INVOLVES REPEATED OCCASIONS FOR PERFORMANCE, WHICH ARE ACCEPTED OR ACQUIESCED IN WITHOUT OBJECTION BY A PARTY HAVING KNOWLEDGE OF THE NATURE OF THE PERFORMANCE AND AN OPPORTUNITY TO OBJECT TO IT.

(23) "COURT" INCLUDES AN ARBITRATION OR OTHER DISPUTE-RESOLUTION FORUM IF THE PARTIES HAVE AGREED TO USE OF THAT FORUM OR ITS USE IS REQUIRED BY LAW.

(24) "DELIVERY", WITH RESPECT TO A COPY, MEANS THE VOLUNTARY PHYSICAL OR ELECTRONIC TRANSFER OF POSSESSION OR CONTROL.

(25) "DIRECT DAMAGES" MEANS COMPENSATION FOR LOSSES MEASURED BY § 21-808(B)(1) OR § 21-809(A)(1) OF THIS TITLE. THE TERM DOES NOT INCLUDE CONSEQUENTIAL DAMAGES OR INCIDENTAL DAMAGES.

(26) "ELECTRONIC" MEANS RELATING TO TECHNOLOGY HAVING ELECTRICAL, DIGITAL, MAGNETIC, WIRELESS, OPTICAL, ELECTROMAGNETIC, OR SIMILAR CAPABILITIES.

(27) "ELECTRONIC AGENT" MEANS A COMPUTER PROGRAM, OR ELECTRONIC OR OTHER AUTOMATED MEANS, USED BY A PERSON TO INITIATE AN ACTION, OR TO RESPOND TO ELECTRONIC MESSAGES OR PERFORMANCES, ON THE PERSON'S BEHALF WITHOUT REVIEW OR ACTION BY AN INDIVIDUAL AT THE TIME OF THE ACTION OR RESPONSE TO THE MESSAGE OR PERFORMANCE.

(28) "ELECTRONIC MESSAGE" MEANS A RECORD OR DISPLAY THAT IS STORED, GENERATED, OR TRANSMITTED BY ELECTRONIC MEANS FOR THE PURPOSE OF COMMUNICATION TO ANOTHER PERSON OR ELECTRONIC AGENT.

(29) "FINANCIAL ACCOMMODATION CONTRACT" MEANS AN AGREEMENT UNDER WHICH A PERSON EXTENDS A FINANCIAL ACCOMMODATION TO A LICENSEE AND WHICH DOES NOT CREATE A SECURITY INTEREST GOVERNED BY TITLE 9 OF THIS ARTICLE. THE AGREEMENT MAY BE IN ANY FORM, INCLUDING A LICENSE OR LEASE.