

(30) "FINANCIAL SERVICES TRANSACTION" MEANS AN AGREEMENT THAT PROVIDES FOR, OR A TRANSACTION THAT IS, OR ENTAILS ACCESS TO, USE, TRANSFER, CLEARANCE, SETTLEMENT, OR PROCESSING OF:

(A) A DEPOSIT, LOAN, FUNDS, OR MONETARY VALUE REPRESENTED IN ELECTRONIC FORM AND STORED OR CAPABLE OF STORAGE BY ELECTRONIC MEANS AND RETRIEVABLE AND TRANSFERABLE BY ELECTRONIC MEANS, OR OTHER RIGHT TO PAYMENT TO OR FROM A PERSON;

(B) AN INSTRUMENT OR OTHER ITEM;

(C) A PAYMENT ORDER, CREDIT CARD TRANSACTION, DEBIT CARD TRANSACTION, FUNDS TRANSFER, AUTOMATED CLEARINGHOUSE TRANSFER, OR SIMILAR WHOLESALE OR RETAIL TRANSFER OF FUNDS;

(D) A LETTER OF CREDIT, DOCUMENT OF TITLE, FINANCIAL ASSET, INVESTMENT PROPERTY, OR SIMILAR ASSET HELD IN A FIDUCIARY OR AGENCY CAPACITY; OR

(E) RELATED IDENTIFYING, VERIFYING, ACCESS-ENABLING, AUTHORIZING, OR MONITORING INFORMATION.

(31) "FINANCIER" MEANS A PERSON THAT PROVIDES A FINANCIAL ACCOMMODATION TO A LICENSEE UNDER A FINANCIAL ACCOMMODATION CONTRACT AND EITHER (I) BECOMES A LICENSEE FOR THE PURPOSE OF TRANSFERRING OR SUBLICENSING THE LICENSE TO THE PARTY TO WHICH THE FINANCIAL ACCOMMODATION IS PROVIDED OR (II) OBTAINS A CONTRACTUAL RIGHT UNDER THE FINANCIAL ACCOMMODATION CONTRACT TO PRECLUDE THE LICENSEE'S USE OF THE INFORMATION OR INFORMATIONAL RIGHTS UNDER A LICENSE IN THE EVENT OF BREACH OF THE FINANCIAL ACCOMMODATION CONTRACT. THE TERM DOES NOT INCLUDE A PERSON THAT SELECTS, CREATES, OR SUPPLIES THE INFORMATION THAT IS THE SUBJECT OF THE LICENSE, OWNS THE INFORMATIONAL RIGHTS IN THE INFORMATION, OR PROVIDES SUPPORT FOR, MODIFICATIONS TO, OR MAINTENANCE OF THE INFORMATION.

(32) "GOOD FAITH" MEANS HONESTY IN FACT AND THE OBSERVANCE OF REASONABLE COMMERCIAL STANDARDS OF FAIR DEALING.

(33) "GOODS" MEANS ALL THINGS THAT ARE MOVABLE AT THE TIME RELEVANT TO THE COMPUTER INFORMATION TRANSACTION. THE TERM INCLUDES THE UNBORN YOUNG OF ANIMALS, GROWING CROPS, AND OTHER IDENTIFIED THINGS TO BE SEVERED FROM REALTY WHICH ARE COVERED BY § 2-107 OF THIS ARTICLE. THE TERM DOES NOT INCLUDE COMPUTER INFORMATION, MONEY, THE SUBJECT MATTER OF FOREIGN EXCHANGE TRANSACTIONS, DOCUMENTS, LETTERS OF CREDIT, LETTER-OF-CREDIT RIGHTS, INSTRUMENTS, INVESTMENT PROPERTY, ACCOUNTS, CHATTEL PAPER, DEPOSIT ACCOUNTS, OR GENERAL INTANGIBLES.

(34) "INCIDENTAL DAMAGES" RESULTING FROM BREACH OF CONTRACT:

(A) MEANS COMPENSATION FOR ANY COMMERCIALLY REASONABLE CHARGES, EXPENSES, OR COMMISSIONS REASONABLY INCURRED BY AN AGGRIEVED PARTY WITH RESPECT TO: