

ECLIPSE.ORG FOUNDATION, INC.

**MINUTES OF A MEETING
OF
THE BOARD OF DIRECTORS**

(NOVEMBER 13, 2019)

A Meeting of the Board of Directors (the “**Board**”) of Eclipse.org Foundation, Inc., a Delaware corporation (the “**Corporation**”), was held as a regularly scheduled conference call.

Present at the meeting were the following Directors:

Present	Director	Organization
Y	Adam Gibson	Konduit
Y	Bryan Che	Huawei
N	Chris Aniszczyk	Elected Committer Representative
Y	Dani Megert	Elected Committer Representative
Y	Ed Merks	Elected Committer Representative
Y	Etienne Juliot	OBEO
N	Farah Papaioannou	Elected Sustaining Representative
Y	Gorkem Ercan	Red Hat
N	Gunnar Wagenknecht	Elected Sustaining Representative
Y	Jim Wright	Oracle
Y	Kenji Kazumura	Fujitsu
Y	Matthias Sohn	SAP SE
N	Navin Ramachandran	IOTA Foundation
Y	Pradeep Balachandran	IBM
Y	Ron Doyle	CA Technologies
N	Sebastien Girard	CEA List
Y	Steffen Evers	Bosch
Y	Torkild Ulvøy Resheim	Elected Sustaining Representative

Present at the invitation of the Board was Mike Milinkovich, Executive Director, and Paul White, Secretary/Treasurer of Eclipse.org Foundation, Inc., as well as Mike DeNicola of Fujitsu.

GENERAL BUSINESS

Minutes

Mike Milinkovich introduced a discussion of the full and abridged minutes of the October 21, 2019 Board Meeting, attached as Appendix A. With Pradeep Balachandran abstaining, the Board passed the following resolution:

RESOLVED, the Board approves the full and abridged draft minutes of the October 21, 2019 Board Meeting as circulated.

Meeting Times for 2020

Paul White addressed the request raised at the October meeting that the Board consider moving its meeting times to better accommodate Board members who live in Asia. Paul explained the meeting time for the December meeting was changed to begin at 9:00 EST / 14:00 UTC. He also stated a revised schedule for meeting times for 2020 would be distributed shortly and the Board would be asked to approve the schedule at the December meeting.

Approval of the Eclipse Supervisory Control Toolkit Project to be Licensed Under MIT License

Mike Milinkovich introduced a proposal to license the Eclipse Supervisory Control Toolkit project under the MIT license. After discussion of the scope of the material being licensed, the Board passed unanimously the following resolution:

RESOLVED, the Board unanimously approves the request to have the Eclipse Supervisory Control Toolkit licensed under the MIT License, subject to the requirement that there be no third party dependencies which are licensed under a copyleft license.

Resolution to affirm our processes support appropriate export compliance governance

Mike Milinkovich introduced a proposal to have the Board approve a resolution to affirm that the Board's processes support appropriate export compliance governance. Mike explained the recommendation to approve such a motion came from the Foundation's general counsel. The Board discussed the scope of such a resolution and whether it might inadvertently restrict the Board in having conversations that would be beneficial to the Foundation, for example in considering software that is publicly available yet not open source. Mike agreed to seek further clarification from general counsel and to bring the matter back to the Board again at a future date, and to determine whether it is appropriate to first have it considered by the IP Advisory Committee.

Affiliates Membership Guidelines

Mike Milinkovich introduced a proposal to have the Board approve an Affiliates Guidelines. Mike reminded the Board the draft guidelines had been discussed at a number of recent Board

meetings, as well as at ad hoc meetings of the Board. The Board, pursuant to Section 3.12(b)(i) of the Eclipse Bylaws, decided it would hold an electronic vote as a continuance of the meeting as the means to approve the Affiliates Membership Guidelines.

NOTE: Subsequent to the meeting, the electronic vote was held, and the Board passed the following resolution:

RESOLVED, the Board approves the Eclipse Foundation Affiliates Membership Guidelines as attached.

Shipping a Runtime

Mike Milinkovich introduced a discussion of the proposal put forward by Dani Megert to the Board via email to allow Eclipse projects to ship a Java runtime. Mike reminded the Board this has been a long-standing goal as a means to improve the “out-of-the-box” experience of developers using the Eclipse IDE and related projects. Mike explained the projects will benefit from using the latest version of the Java runtime to ensure the latest security updates are included. The Board passed unanimously the following resolution:

RESOLVED, that the Board approves the distribution by Eclipse Foundation projects of the OpenJDK distribution of Java 11[1] (and subsequent versions) under the GNU General Public License, version 2, with the Classpath Exception and OpenJDK Assembly Exception.

[1] <https://jdk.java.net/11/>

Action Items:

Mike Milinkovich agreed to follow up with general counsel to further clarify the proposed resolution regarding export compliance.

Paul White agreed to initiate a vote of the Board for approval of the Affiliates Guidelines.

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There being no further business to discuss, the meeting was adjourned.

This being a true and accurate record of the proceedings of this Meeting of the Board of Directors held on November 13, 2019, is attested to and signed by me below.

/s/ Paul White
Secretary of Meeting