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시행일자: 2015년 2월 27일
담 당 자: 강동균 변호사, 강경태 팀장, 남택상 과장
수    신: 동국대학교 총장 귀중
          서울 중구 필동로1길 30 (장충동2가, 동국대학교) (우: 100-857)
참    조: 전산팀장
제    목: **ANSYS 소프트웨어 사용현황 확인 협조 요청**

1. 귀 대학교의 일익 번창하심을 기원합니다.

2. 당 법무법인은 미국에 소재한 앤시스 아이엔씨 (ANSYS, Inc., 이하 "ANSYS"라 합니다)로부터 위임을 받아, ANSYS가 저작권을 보유하고 있는 컴퓨터프로그램(또는 소프트웨어)의 저작권 침해 문제에 있어서 ANSYS를 대리하고 있습니다.

3. ANSYS의 Mechanical은 선형/비선형해석을 수행할 수 있으며, ANSYS의 HFSS는 3차원 고주파 시뮬레이션 툴입니다.

4. **그런데, 최근 귀 대학교의 구성원들이 불법 복제된 ANSYS의 Mechanical, HFSS 소프트웨어를 수 백 회 이상 사용하고 있음을 알게 되었습니다.** 이에, 잘못된 소프트웨어 사용으로 인한 불필요한 법적 및 경제적 위험으로부터 귀 대학교를 보호하고 안정적인 소프트웨어 자산 관리를 도와드리기 위해 귀 대학교에서 사용하고 있는 ANSYS의 소프트웨어를 점검해주실 것을 정중히 요청 드립니다.

5. 귀 대학교의 구성원들이 등록되지 않은 ANSYS의 소프트웨어를 사용하는 것은, 현행 저작권법을 위반하는 행위로서 형사처벌의 대상이 되며 또한 민사상 손해배상청구의 대상이 됩니다.

6. **ANSYS**의 소프트웨어 사용 현황에 대한 **자체 점검 후 그 결과를 2015. 3. 13. 까지 당 법무법인으로 통보해 주시고, 귀 대학교 구성원들의 위법행위에 대한 해결 방안도 함께 통보해 주시기 바랍니다.** 이는 향후 발생할 수 있는 법적 분쟁을 미연에 방지하기 위해 반드시 필요한 조치입니다.

7. 본 통지문에 대하여 문의사항이 있을 경우 **담당자 강동균 변호사, 강경태 팀장, 남택상 과장 (전화: 02-452-7200, 팩스: 02-452-7214, 메일: ts.nam@dancheon.com)**에게 연락해 주시기 바랍니다. 감사합니다.

첨부 : 위임장

2015.  2.  27

**ANSYS의 대리인 법무법인 단천**

대표변호사 구 자 희   (인)
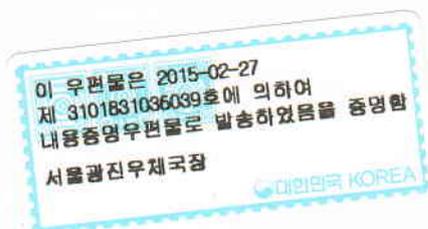
## Power of Attorney

### In Canonsburg, PA, on December 17th, 2014

This Power of Attorney is to authorize attorneys of the **Dancheon Law Office**, located at **#402., Jeil Bldg., 390, Achasan-ro, Gwangjin-Gu, Seoul, Korea** (the "Attorneys") to act in all the territory of Korea (the "Country") as official legal representative of ANSYS, Inc., ("ANSYS") located at 2600 ANSYS Drive, Canonsburg, PA 15317, United States of America with the view to protecting the copyrights to software of ANSYS.

For this purpose the Attorneys shall have the right to:

1. to take part in negotiations on behalf of ANSYS on all issues connected with the protection of copyright to its software;

2. to file official inquiries, letters, requests and complaints to state bodies and sign them regarding copyright protection matters;

3. to represent ANSYS as claimant, defendant, third party and injured party (including as civil claimant within the framework of criminal proceedings) in all the judicial bodies (courts of all the jurisdictions) of the Country and arbitration tribunals regarding copyright protection matters;

4. to sign and enter on behalf of ANSYS, subject to ANSYS' prior approval, into settlements and other agreements it may deem necessary in connection with such copyright protection matters;

5. to file statements of claim (including civil actions within the framework of criminal proceedings) on behalf of ANSYS and sign them;

6. to enjoy all the rights of a party and a third party to judicial or arbitration proceedings granted by the laws of the Country and/or relevant rules of procedure (in connection with copyright protection matters), including the rights:

- to participate in all the hearings relating to copyright protection matters in which ANSYS is a party/a third party):

- to study materials of a case;

- to file evidence;

- to take part in the examination of evidence;

- to file petitions and sign them;

- to file requests related to security for statements of claim and sign them;

- to support statements of claim and civil actions;

- to file demurrers and sign them;

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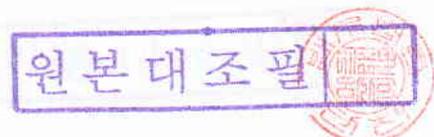
-   to execute, sign and submit applications to initiate or cease criminal, administrative and civil proceedings, complaints, petitions, replies, and other related documents, including applications to preserve evidence and to secure claims, application to refer case to tribunal, application to reconsider court decisions due to new circumstances revealed;
-   to completely or partially refuse from claims;
-   to alter or modify complaints including legal grounds and subject of lawsuit filed;
-   to increase or decrease the amount of claims;
-   to sign and file appeals and cassation appeals against sentences, judgments, awards, resolutions and decisions and sign them;
-   to obtain copies of sentences, judgments, awards, resolutions and decisions and make extracts there from;
-   to execute and sign an amicable agreement with defendants or their owners, board members, employees, agents, or representatives;
-   to file arguments, opinions and objections and sign them;
-   to file explanations to courts and arbitration tribunals and sign them;
-   to object to petitions and arguments by other parties to proceedings and sign them;
-   to waive requests put forward in statements of claim and civil actions in whole or in part and sigh them;
-   to admit claims;
-   to sign and enter into settlements and other agreements it may deem necessary;
-   to undertake actions in connection with enforcement of court decisions and judgments, including the right to sign, submit and withdraw execution documents;
-   to file writs of execution for recovery (enforcement);
-   to appeal the actions (inaction) of any court bailiff-executioner;
-   to obtain awarded money and property;
-   to effect payments necessary for the protection of the copyright of ANSYS;
-   to file complaints against actions of persons carrying out inquests, investigators, prosecutors, courts and arbitration tribunals and sign them;
-   to represent ANSYS within the framework of enforcement proceedings of sentences, judgments, awards, resolutions and decisions with all the relevant rights granted by the laws of the Country;

7.   to file on behalf of ANSYS applications on crimes to law enforcement bodies of the Country with a view to instigating criminal proceedings related to the illegal use of ANSYS' software;

8.   to represent ANSYS during inquests, preliminary investigations and all the investigation

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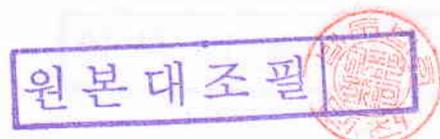
activities related to the illegal use of ANSYS' software;

9.        to hire experts at its sole discretion (subject to ANSYS' prior approval), necessary for the expertise of the software;

10.       to receive and effect payments necessary for the protection of the copyright of ANSYS;

11.       to transfer all the sums obtained through settlements and as compensation for the relevant copyright infringements to ANSYS;

12.       to receive mail, telegraph and other correspondence addressed to ANSYS relating to the illegal use of ANSYS' software in the Country;

13.       to provide to enforcement agencies and judges and other persons concerned any information regarding copyrights of ANSYS including information regarding license terms and other terms of legal usage of copyrights of ANSYS to its software;

14.       to provide to enforcement agencies and judges and other persons concerned any information related to cost of licensed copies of software and/or cost of rights for usage of licensed copies of software protected by copyright of ANSYS;

15.       to assign powers hereunder to other person;

16.       to enjoy without any restriction all the rights of ANSYS in its capacity of the copyright holder in the scope reasonably required for the protection of its rights as provided for by the laws of the Country;

and

17.       to take all and every action that may deem necessary in order to ensure the protection of the copyrights of ANSYS in the territory of the Country.


This Power of Attorney shall be valid until **December 31st, 2015**.


In the name of ANSYS, Inc.

Signature
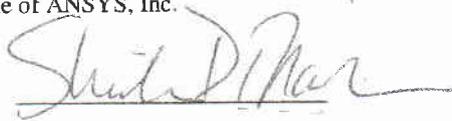
*Name:*    Sheila S. DiNardo
*Title:* V.P., General Counsel & Secretary


COMMONWEALTH OF PENNSYLVANIA
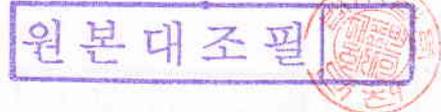
COUNTY OF WASHINGTON

On this, the 22nd day of December , 2014, before me a notary public,
the undersigned officer, personally appeared Sheila S. DiVardo
known to me (or satisfactorily proven) to be the person whose name is
subscribed to the within instrument, and acknowledged that he executed
the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

_Michelle Pichora_

Notary Public

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Michelle Pichora, Notary Public
Cecil Twp., Washington County
My Commission Expires May 19, 2018
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

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원본대조필