

Fair Use Policy

Effective Date: April 4, 2025

Databyte LLC

Fair Use Policy for Hosting Services

Company: Databyte LLC (Company Number: 445783386)

Registered Office: Georgia, Batumi city, Zhiuli Shartava Avenue, N7, Apartment N22

1. Introduction

This Fair Use Policy (FUP) ensures the responsible usage of hosting resources, including internet bandwidth, disk operations (IOPS), and computing power. It also aims to prevent malicious activities such as DDoS attacks, spam, and unauthorized content storage.

By using our services, you agree to comply with this Fair Use Policy.

2. Internet Bandwidth Usage

We impose bandwidth limitations to ensure fair resource allocation among users.

2.1. Bandwidth Limits

Each service plan has specific bandwidth limits:

Plan Type	Monthly Traffic Limit	Overuse Consequence
Standard VPS	20 TB	Speed reduction to 100 Mbps / Additional charge (€2.5 per TB)
HiCPU VPS	100 TB	Additional charge (€2.5 per TB)
Dedicated Servers	333 TB	Additional charge (€1.5 per TB)

2.2. Bandwidth Management

We regulate bandwidth usage as follows:

- Speed limitations apply according to the chosen plan.
- Additional bandwidth or dedicated bandwidth upgrades are available upon request.
- Excessive or abusive bandwidth usage may result in temporary restrictions or account suspension.

2.3. Prohibited Network Activities

Users are strictly prohibited from:

- Engaging in or facilitating DDoS attacks.
- Using servers for unauthorized mass scanning or automated intrusion attempts.
- Sending spam or conducting mass email campaigns.

2.4. DDoS Protection

We provide basic protection against volumetric DDoS attacks (UDP-based). Any attack traffic is not counted towards the user's bandwidth allocation.

3. Disk Usage and IOPS Limitations

To maintain optimal system performance, we enforce disk operation limitations.

3.1. Disk Operations Policy

- Our storage system is shared across virtualized servers; excessive disk usage affects all users.
- High-intensity write/read operations (excessive IOPS) are restricted.

3.2. Consequences of Disk Overuse

If disk usage exceeds acceptable limits:

- We may impose IOPS throttling.
- Users may receive warnings via the ticket system.
- Continued abuse may result in service suspension.

4. CPU and RAM Usage

CPU and RAM resources are allocated fairly among users. Abusive or excessive use is not permitted.

4.1. CPU and RAM Allocation

Server Type	Resource Allocation	Restrictions
Standard VPS	Dynamic CPU allocation	Prolonged >80% CPU usage is restricted
HiCPU VPS	Dedicated CPU/RAM cores	No restrictions, unless abusive behavior is detected
Dedicated Servers	Dedicated CPU/RAM cores	No restrictions

4.2. Prohibited CPU and RAM Usage

The following activities are strictly forbidden:

- Continuous full CPU utilization for extended periods.
- Running applications that heavily impact server performance.

4.3. Actions for Excessive Usage

When CPU or RAM limits are exceeded:

- A warning is issued via the ticket system.
- Resources may be limited or throttled.
- Repeated abuse may lead to service suspension.

5. Monitoring and Violation Handling

We actively monitor server activity to ensure compliance with the Fair Use Policy.

5.1. Violation Monitoring

We employ both automated monitoring systems and manual audits to detect policy violations.

5.2. Notification and Warnings

- Users are notified via the ticket system in case of violations.
- A 72-hour period is granted for corrective actions.
- Failure to comply may result in further restrictions or suspension.

5.3. Appeals

If a user believes a violation notice was issued incorrectly, they may appeal through the ticket system. Decisions are made at the discretion of the hosting provider.

6. Updates and Legal Compliance

Our Fair Use Policy is subject to change. Users are expected to review updates periodically.

6.1. Policy Updates

- All updates are published on our website.
- Users are responsible for staying informed about changes.

6.2. Legal and Regulatory Compliance

Our policy adheres to the laws of the country where our servers are hosted. We cooperate with law enforcement agencies when required.

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Signed and effective: April 4, 2025