

Re: OEM license

Source:

<http://www.tech-archive.net/Archive/WinXP/microsoft.public.windowsxp.general/2006-08/msg01871.html>

- *From:* Donald McDaniel <orthocross@xxxxxxxxxxxxxxxx>
 - *Date:* Fri, 11 Aug 2006 13:59:24 -0700
-

On 11 Aug 2006 14:18:08 +0200, Irma Troll <troll@xxxxxxxx> wrote:

Michael Stevens wrote:

---Alias--- wrote:

Marian Gutu wrote:

"---Alias---" <not@xxxxxxxx> wrote in message
news:ebwIfF0uGHA.4880@xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx

Marian Gutu wrote:

You cannot
sell OEM
Software.Period.

False.

The original Microsoft OEM operating
system software cannot be
transferred to another computer.

Who said anything about transferring?

The OEM
Licence is
for sale only
to System
Builders,
Resellers,
and
Hardware
Purchasers.

Re: OEM license

False.

All OEM
software
must be
bundled
with
hardware

False.

The End User License Agreement (EULA)
for OEM software, including
Windows XP, states that the software is
licensed as a single
integrated product in connection with the
hardware

Where I live, the only XPs available at retail chains are
generic
OEMs and can be purchased with no hardware. I have
bought three. All
three have passed WPA and WGA/N with flying colors.

when
distributed
to end users
and
distribution
of OEM
software to
other end
users is a
violation of
the license
agreement
issued by
the
manufacturer.

False.

Purchasers
of these
versions
must agree
not to
violate the

Re: OEM license

terms
of such
distribution
policies and
to accept all
liability for
compliance
with
end-user
restrictions.

--
Marian
Gutu

False.

MCP,
MCSAs,
MCSEs
Be nice,
society
already
sucks!

YOU be nice. Your
erroneous advice already
sucks! I can buy as many
legit generic OEMs without
hardware that I want and if I
so choose
to sell what I buy, that is
nobody's business but mine
and the
purchaser. Alias

I guess you didn't read the EULA. I found it
for you in plain
english [sic]:
<http://linuxadvocate.org/articles.php?p=1>

Nice dodge. My EULA says nothing about XP needing to be
bought with
hardware. Once installed, yes, legally, it cannot be
transferred but
that's not the subject at hand. The subject is if I buy a generic
OEM
XP without hardware, am I free to see that CD or not. I say,
yes, I
am and it will not breach the EULA, especially being as the
EULA

Re: OEM license

Re: OEM license

hasn't been agreed to before the sale.

Alias

May the
Force be
with you!
<http://www.google.com>
"qwerty"
<torridtear@xxxxxxxx>
<<mailto:torridtear@xxxxxxxx>>>

wrote in
message
<news:1155075539.203097.291050@xx>

>
Well, if I
were to use
it myself, I
may not
have cared
so deeply,
but > since I
prefer a
different
OS, this one
would only
be sold
(since I've >
got no
friends that
use it either,
so only
strangers
would be >
considered
for
transfer). >

> P.S.
Friends
don't let
friends use
Windows.

>
> P.P.S. No
offence.
>
> Irma Troll
wrote:
>> qwerty

Re: OEM license

wrote:

>>>

Situation:

>>>

>>> A

laptop was
bought with
XP

preinstalled
but not
activated,
the EULA

>>> was
not

accepted,
the hard
drive was
erased, a
different
(superior)

>>>

operating
system was
installed,
XP stickers
were
removed
from the
case.

>>>

>>>

>>>

Question:

>>>

>>> Is it
legal to use
this license
key on a
different
computer,
if a >>>
legally
obtained
install CD
is present,
but it was
already
installed

>>> and
the key it
came with

Re: OEM license

cannot be
used to
activate
another
computer?
>> > Will it
work with
Pro edition,
if original
install was
Home?
>> >
>> >
Thanks.
>>
>> Legal?
WGaF –
Microsoft
deserve to
be shafted
for their
distribution
>> policy.
Just go
ahead and
use it.
>> Irma
>

The OP is not the system builder, he is the end user of the pre-activated OEM XP. It cannot be resold.

I think you mean "should not" be resold.
Anyway, having bought a good half-dozen laptops with Windows pre-installed and paid for (and already owning a legal copy of Windows), I wouldn't think twice about screwing microsuck.
Irma

So, since you already "own a legal copy of Windows", why don't you buy your NEXT half-dozen laptops WITHOUT Windows pre-installed, and save a few bucks?

P.S.

If that "legal copy of Windows" is NOT a "RETAIL" copy, it CANNOT be used to install Windows on a NEW machine and retain a license from Microsoft. So you probably LIED to the Activation technician, thus making you liable for fraud charges by Microsoft, as well as being guilty of a trademark violation against Microsoft each time you sold

Re: OEM license

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one of those "unused copies".

But what the hey.. It's your conscience you have to live with.

==

Donald L McDaniel
Please Reply to the Original Thread.

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