

# How To Get Out of an IT Contract – Legal Issues

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## How to Get Out of an IT Contract Legal Issues

*“When a love comes to an end, weaklings  
cry, efficient ones instantly find another  
love, and the wise already have one in  
reserve.”*

Oscar Wilde

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## How to Get Out of an IT Contract Legal Issues

- Contract Termination
  - The “Easy” Ways
  - The “Not So Easy” Ways
  - The “Creative” Ways
- Termination Related Rights
- Legal vs. Practical



## Contract Termination

- The “Easy” Ways
  - Expiration
  - Non-Renewal
  - Termination without Cause
    - Termination Penalty?



## Contract Termination

- The “Not So Easy” Ways
  - Do Nothing if Non-exclusive
  - Terminate for Breach
    - Requires diligent monitoring and reporting
  - Breach
    - Requires careful review of potential liability



## Contract Termination

- The “Creative” Ways
  - Mutual Agreement
  - Force Majeure (change of laws)
  - Bankruptcy



## Termination Related Rights

- Termination Assistance & Cost
- Access to Data
- IP and Data Ownership
- Access to Vendor Technology
- Third Party Contracts
- Access to People (non-solicitation)
- Confidentiality



## Legal vs. Practical

- Legal
  - How to terminate
- Practical
  - Where to go
  - How to get there

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