## METROPOLITAN INDIANAPOLIS BOARD OF REALTORS®

March 27, 2009

Michael E. Taylor Red Door Real Estate 8445 Vine Maple Way Indianapolis, IN 46278

Dear Michael,

As we discussed over the phone on Wednesday, March 25, it has come to MIBOR's attention that your Internet Data Exchange (IDX) Web site allows other Internet Web site search engines to copy and reproduce certain fields of another participating broker's listing.

On at least one of the search engines there are clickable hyperlinks that contain the property address, listing number and price, along with other data that is not part of the hyperlink; which is reproduced on the search engine from the copyrighted IDX database. When selected, the hyperlink directs the Internet user to a detailed display on your Internet Web site.

There are two points of concern. First, when a Participant of the service advertises one or more of the listings of other Participants of the service, he or she does so subject to the IDX Rules and Regulations of the service. The MIBOR Rules and Regulations are based on the IDX policy of the National Association of REALTORS® and as we discussed, the National Association of REALTORS® (NAR) is in agreement with our interpretation of the policy that the above described practice of "indexing your Web site" as you have called it, is a method of scraping or reproducing the data. Allowing other participants' listings to be scraped and/or reproduced in any way is prohibited by Section 15.2.2 of the BLC® Listing Service Rules and Regulations.

Section 15.2.2 - Participants must protect IDX information from misappropriation by employing reasonable efforts to monitor and prevent "scraping" or other unauthorized accessing, reproduction, or use of the BLC® Listing Service database.

Secondly, REALTOR® participating brokers, both under the Code of Ethics and under Indiana license law are prohibited from advertising other participants' listings without their permission. Under IDX policy, each listing broker authorizes other participants to advertise each listing broker's listings on other participants' Internet Web sites, but without each listing broker's consent; participants have no authority to advertise those listings in any other way, including Internet search engines.

Michael, the Metropolitan Indianapolis Board of REALTORS® respectfully requests that Red Door Real Estate employ the proper mechanisms or techniques, such as use of a rebot.txt file in the appropriate directory, to prevent other Internet Web sites, or search engines, from scraping or reproducing the MIBOR IDX database available through RedDoorIndy.com; or remove all listings other than those of Red Door Real Estate from your Internet Web site. Failure to comply by Friday, April 10, 2009, will result in the inactivation of the IDX database feed for your brokerage.

Sincerely,

Thomas A. Renkert,

Information Services Director

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CC: Stephen J. Sullivan, Chief Executive Officer

John Q. Herrin, Legal Counsel

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