

ASSOCIATION FOR THE ADVANCEMENT OF MEDICAL INSTRUMENTATION

AAMI Board Policy - Antitrust

The Association for the Advancement of Medical Instrumentation (AAMI) and its Board of Directors are committed to AAMI's mission and purpose, which include facilitating discussions and meetings to:

- A. Promote the common interests of its members and the general welfare of the healthcare and patient communities through lawful activities.
- B. Perform, in a lawful manner, such civic, commercial, industrial, professional, and social events and activities to promote or foster the advancement of medical technology.
- C. Prepare and disseminate among its members and others, accurate and reliable information concerning the medical technology community, including standards, other publications, education and other services.
- D. Participate in international, foreign, and national standards activities to promote the welfare of the business, professional and patient care community.
- E. Participate in scientific, consensus and educational activities and other lawful endeavors for the advancement of the public's and members' interests.

However, AAMI recognizes that in the process of these lawful activities, opportunities may arise that could result in violation of antitrust laws. Indeed, certain types of activities conducted by industry participants may be subject to scrutiny under antitrust laws as being anti-competitive. Violations of antitrust laws are serious, criminal and civil violations, which are punishable by jail terms, fines, and treble damage penalties. In order to minimize exposure of AAMI, its members, guests, and volunteers to antitrust liability, AAMI and each member, guest, and volunteer agree to abide by the following when participating with, for, or on behalf of AAMI, or at any AAMI meeting, and in any AAMI-related correspondence.

- 1. Neither AAMI nor any of its committees, groups or meetings shall be used for the purpose of bringing about or attempting to bring about any understanding or agreement, written or oral, formal or informal, express or implied, among and between competitors with regard to prices, terms or conditions of sale, distribution, volume of production, territories, customers, credit terms or marketing practices.
- 2. AAMI and its members, guests, and volunteers shall not discuss, communicate or engage in any other exchange between any of them with regard to pricing, pricing policies, pricing methods, marketing policies with any indirect effect on pricing, production quotas or other limitations on the timing, costs or volumes of production or sale, or allocation of territories or customers.
- 3. Neither AAMI nor its members, guests, or volunteers, shall engage in any activity or communication that might be construed as an attempt to prevent any person or business entity from gaining access to any market or customer for goods and services, or to prevent any business entity from obtaining a supply of goods or services or otherwise purchasing goods or services freely in the market.
- 4. The qualifications for membership or participation in AAMI are set forth in AAMI corporate documents and policies. No applicant for membership or participation, who otherwise meets

- the qualifications set forth therein, shall be rejected for any anti-competitive purpose or for the purpose of denying such applicant the benefits of membership or participation.
5. AAMI shall not compel or coerce any member, guest, or volunteer into accepting or complying with any AAMI standard.
 6. Adherence to AAMI standards shall be voluntary and shall in no way be compelled, directed or coerced by AAMI, it being solely a voluntary decision on the part of the individual person or entity as to its adherence to an AAMI standard.
 7. Any AAMI standard shall be based solely and exclusively upon technical considerations and upon the merits of objective judgments and thorough procedures and shall in no way be based upon any effort, intention, or purpose of any of its members, guests, or volunteers to reduce or eliminate competition in the sale, supply and furnishing of products and services.
 8. To the extent that the purposes of AAMI, as set forth in its corporate documents require, for AAMI's purposes and objectives, joint research and development by two or more of its members, guests, or volunteers, any such joint research and development for AAMI shall exclude the following activities:
 - 8.1. The exchange of information among competitors relating to costs, sales, profitability, prices, marketing or distribution of any product, process, or service that is not reasonably required to conduct the research and development.
 - 8.2. Any agreement or any other conduct restricting, requiring, or otherwise involving the production or marketing by any AAMI member, guest, or volunteer of any product, process, or service, other than the production or marketing of information developed through such joint research and development, such as patents and trade secrets.

If you believe that a violation of this Policy has occurred, or a potential antitrust problem has arisen or is occurring related to AAMI activities, please immediately contact an AAMI staff person.

The AAMI Board of Directors reserves the right to amend, alter and terminate this AAMI Recording Policy at any time

Table - Document Version

Date	Action	Approved By	Notes/Remarks
30 Nov 2007	Policy Update	AAMI BoD	
20 Feb 2025	Policy Update	AAMI BoD	Periodic review and update with inputs from outside counsel.