

PRODUCT WARRANTY AND DISCLAIMER

LIMITED WARRANTY

A. EZ CONNECTOR, INC. warrants the following:

1. That the Product is free from defects in material and workmanship.
2. When professionally installed and used in accordance with the instructions supplied, the Product will operate substantially in the function of low voltage electrical continuity.
- B. The above Product has a limited lifetime warranty on the original installed equipment to the original non-commercial end user purchaser of the Product and a 5 year commercial warranty, provided the product is registered along with proof of purchase, to the manufacturer within 30 days of purchase. Warranty does not apply to adapters.

C. EZ CONNECTOR, INC.'s sole liability under this warranty shall be:

1. To replace the defective Product component(s) in accordance with EZ CONNECTOR, INC.'s return procedures, or
2. At EZ CONNECTOR INC.'s sole option, to refund the purchase price upon return of the defective item. The warranty period for replaced Products shall be the remainder of the original warranty period for the replaced item.

D. EZ CONNECTOR, INC. shall incur no obligation under this warranty if:

1. If EZ CONNECTOR, INC.'s verifiable tests disclose that the alleged defect is not due to defects in material or workmanship; or
2. If, in EZ CONNECTOR, INC.'s sole judgment, the Product has been subjected to misuse or neglect, alteration, damage or improper installation or maintenance.

WARRANTY LIMITATIONS AND EXCLUSIONS.

A. THE WARRANTIES SET FORTH ABOVE FOR THE PRODUCTS PROVIDED HEREUNDER ARE COMPLETE AND ARE IN LIEU OF, AND CUSTOMER HEREBY WAIVES, ALL OTHER CONDITIONS, REPRESENTATIONS, AND WARRANTIES, EXPRESS OR IMPLIED BY STATUTE, USAGE, CUSTOM OF THE TRADE OR OTHERWISE, INCLUDING WITHOUT LIMITATION, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. NOTWITHSTANDING ANY OTHER OR PRIOR STATEMENT, WRITTEN OR ORAL, EZ CONNECTOR, INC. MAKES NO OTHER WARRANTIES REGARDING THE QUALITY OF ITS PRODUCT(S) OR THE MATERIALS COMTEMPLATED HEREUNDER AND EZ CONNECTOR, INC. EXPRESSLY DISCLAIMS ANY WARRANTIES OF DURABILITY, THAT THE PRODUCT WILL MEET ALL OF CUSTOMER'S NEEDS OR THAT THE OPERATION OF THE PRODUCTS WILL BE ERROR FREE.

B. Customer acknowledges and agrees that the Products supplied under this Agreement are intended for standard uses and are not specifically designed, manufactured or intended for use or resale in critical applications or hazardous environments requiring fail-safe performance and in which the failure of Products could lead directly to death, personal injury, or severe physical or environmental damage ("High Risk Activities"). EZ CONNECTOR, INC. and its suppliers explicitly disclaim any express or implied warranty of fitness for any such use and the customer hereby agrees to release and hold EZ CONNECTOR, INC. harmless from liability resulting out of or in connection with implementation of these Products in High Risk Activities.

C. LIMITATION OF LIABILITY. EZ CONNECTOR, INC.'S LIABILITY SHALL BE LIMITED TO THE PRICE PAID BY CUSTOMER FOR THE GOODS OR TO REPLACEMENT OF THE GOODS, AND CUSTOMER SHALL BE ENTITLED TO NO OTHER REMEDY, REGARDLESS OF THE FORM OF THE CLAIM. EZ CONNECTOR, INC. SHALL NOT BE LIABLE FOR INDIRECT, SPECIAL, INCIDENTAL, CONSEQUENTIAL OR PUNITIVE DAMAGES ARISING FROM OR RELATING TO THE USE OF OR INABILITY TO USE THE PRODUCT, WHETHER OR NOT SUCH DAMAGES ARE FORESEEABLE AND WHETHER OR NOT CUSTOMER HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES, INCLUDING BUT NOT LIMITED TO LOSS OF PROFITS OR REVENUE, ATTORNEYS' FEES, DAMAGE TO BUSINESS, LOSS OF USE OF EQUIPMENT, COST OF CAPITAL, DOWN-TIME COSTS OR DAMAGES FOR DELAY, OR FOR DAMAGES FOR ECONOMIC LOSSES OR PROPERTY DAMAGE ARISING FROM ANY ACTS OR OMISSIONS, WHETHER IN NEGLIGENCE, STRICT LIABILITY, OR OTHER PRODUCT LIABILITY THEORIES.

THE LIMITATIONS OF LIABILITY AND WARRANTY DISCLAIMERS STATED IN THIS AGREEMENT FORM AN ESSENTIAL BASIS OF THE BARGAIN BETWEEN THE PARTIES AND APPLY REGARDLESS OF WHETHER ANY LIMITED REMEDY HEREUNDER FAILS OF ITS ESSENTIAL PURPOSE.