

## STANDARD TERMS AND CONDITIONS OF SALE FOR DISTRIBUTORS

Leviton's liabilities are expressly limited to the Terms and Conditions of Sale as stated in this document for all sales orders, sales acknowledgments, purchase orders and/or invoices pursuant to District purchase orders issued by either Leviton or Purchaser (hereinafter "Order"). Any proposal for additional or alternate terms and any attempt by Purchaser to vary in any way any of the terms and conditions of this document are objected to and rejected, whether made before or after the acceptance of this document by Purchaser. If an Order is deemed to be an acceptance of a proposal by Purchaser, such acceptance is conditional on Purchaser's assent to all additional or alternate terms and conditions contained in this document. Purchaser's receipt of the products accompanying this document shall constitute acceptance of this document and all of these terms and conditions without variation or exception. The terms and conditions of this document cannot be changed in any manner without the express written approval by Leviton of usage or representative in an Addendum to this document executed by both Leviton and Purchaser. No course of dealing by Leviton or usage of any of Leviton's agents or omission by Leviton to exercise any right to remedy, granted under this document shall operate as a waiver of any of Leviton's rights or remedies or add to Leviton any obligation not in this document.

### 1. PRICES

All Orders are subject to current Distributor Net Cost and index in effect on date of shipment, and are subject to change without notice, unless otherwise authorized and specified in writing by Leviton. Written quotations expire 30 days from date of quotation unless otherwise specified in writing by Leviton. Leviton reserves the right to change prices to adjust upwardly certain or all of its prices to reflect anticipated volatility in the costs of critical raw materials and components, such as copper, silver, aluminum, rubber and plastic compounds.

### 2. TAXES

Prices do not include any federal, state or local taxes.

### 3. TERMS OF PAYMENT

4. DELIVERY (Firm Proximo, Net 30th), unless otherwise specified in writing by Leviton.

All shipments are F.O.B. shipping point with freight collect to any point in the 48 Contiguous States of America unless the shipment needs an agreed upon written prepaid minimum. All shipments to Alaska and Hawaii may be subject to freight surcharges. On shipments of \$1500 and more include make, weight and quantity. All shipments to Alaska and Hawaii may be subject to freight surcharges. On shipments of \$1500 and more include make, weight and quantity.

4.1 Leviton reserves the right to select origin of shipment, routing and method of transportation for all prepaid freight. On shipments of \$1500 and more include make, weight and quantity. The customer will be responsible for any additional freight charges beyond Leviton's original freight cost.

4.2 Material not in stock when Order is released by customer will be shipped as soon as possible thereafter.

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### 5. CLAIMS FOR LOSS OR DAMAGE IN SHIPMENT

Levton reserves the right to select origin of shipment, routing and method of transportation for all prepaid freight. On shipments of \$1500 and more include make, weight and quantity. The customer will be responsible for any additional freight charges beyond Leviton's original freight cost.

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