

TriRig Speed Concept Clamps Waiver of Liability

1. Description

The purchaser ("Client") has ordered TriRig Speed Concept Clamps (the "Products") from TriRig, LLC ("TriRig"). By purchasing the Products, Client agrees to be bound by the terms of this Waiver.

2. Release of Liability & Limitation of Liability

Client acknowledges that the sports of cycling and triathlon are dangerous, and also that the Products are of a prototype nature, and have not been subject to rigorous failure testing. Use of the Products could result in a crash, serious injury, and/or death. Client agrees to indemnify TriRig, defend TriRig, and hold TriRig harmless for all liabilities incurred or alleged as a result of the Products, or arising out of the use of the Products. In no event shall TriRig's liability under this Waiver exceed the purchase price paid by Client to TriRig for the Products.

3. Warranty

TriRig warrants that the Products will arrive undamaged and in working order when received by Client. In the event that the Products are damaged upon receipt, Client shall notify TriRig and ship the damaged Products back to TriRig. TriRig will send, at TriRig's sole discretion, either a replacement Product or a refund, within ninety days. This Warranty shall be effective for claims received within ninety days of the initial delivery of the Products. TriRig will not accept a return for any other reason. Because the Products are specially-commissioned, and prototype in nature, It is Client's responsibility to ensure compatibility, fit, and other considerations necessary before purchasing the Products.

TRIRIG DISCLAIMS ALL OTHER REPRESENTATIONS AND WARRANTIES, EXPRESS OR IMPLIED, INCLUDING THE WARRANTY OF FITNESS FOR ANY PARTICULAR PURPOSE. The foregoing constitutes Client's sole and exclusive remedy under this Waiver.

4. Severability

The unenforceability of any portion of this Waiver shall not render the remainder of the Waiver invalid or unenforceable.

5. Acceptance

Client will be deemed to have accepted this Waiver by purchasing a product whose description includes a link to this waiver and states that purchase constitutes acceptance.