



ADVANCED POXYFILL WOOD FLOOR REPAIR KIT WARRANTY

Advanced Poxyfill is warranted to be free of manufacturing defects for one year from the date of purchase. **This warranty replaced and excluded other warranties, express or implied. Warrantor specifically disclaims any other warranties, written or verbal, including warranties of merchantability and fitness for a particular purpose.** It is solely the responsibility of the third parties such as contractors or the consumer to test and determine the suitability of the Product for the intended use and purpose. Warrantor is not responsible for determining the compatibility between the Product and sub-floors beyond what is stated in the Instructions. The Warrantor does not assume any risk or any liability regarding such suitability.

The replacement/repair remedy stated in this warranty is the exclusive remedy available to the Customer or any other party. **Warrantor will not be liable for any incidental, consequential, or other damages of any kind arising out of or connected to the application, or to any use or misuse of the Product, whether any claim is based upon legal theories of contract, tort, or negligence.**

To the extent permitted by law, this Warranty is exclusive as between Warrantor and Customer and specifically excludes and supercedes any and all other warranties, either expressed or implied, including **warranties of merchantability and fitness for a particular purpose.** Warrantor's liability, whether in tort or in contract, is limited solely and exclusively to the obligations hereunder shall not include any liability for incidental and/or consequential damages, whether based upon theories of tort or contract.

The terms, conditions, and obligations created by this Warranty shall be governed by the laws of the state of Georgia and any claims arising from this Warranty shall be controlled by Georgia law and shall be brought in the Superior Court of Whitfield County, Georgia, said Court being the exclusive and sole jurisdiction and venue to hear any such claim or claims.