



6501 Rainier Drive, Everett, WA 98203
PH: 425-290-1700 Fax: 425-353-7626

CONTINUING COMMODITY GUARANTEE

King's Gourmet Foods hereby guarantees that each article comprising any shipment or other delivery of our Papa Giavanni's or King's Gourmet Foods products hereafter made by it to or on the order of:

Alpine Foods Distributions
2400 SE Mailwell Dr.
Milwaukie, OR. 97222

Is as of the date of such shipment or delivery, not adulterated or misbranded within the meaning of the Federal Food Drug and Cosmetic Act (FDCA) as it may be amended from time to time, and not an article which may not, under the provisions of Section 404 or 505 of the Act, be introduced into interstate commerce, and not in violation of or not adulterated or misbranded within the meaning of any state or municipal act, the provisions of which are identical or substantially the same as those found in the FDCA. Recipient shall save King's Gourmet Foods harmless from any liability for misbranding or other label claims if Recipient specifies the use of any label after King's Gourmet Foods has questioned in writing the use of such label. King's Gourmet Foods is in compliance with the Public Health Security and Bioterrorism Preparedness and Response Act of 2002 and will remain in compliance as long as is required by applicable law.

King's Gourmet Foods further guarantees to assume legal responsibility for any claim made upon Recipient for injury from the use of any article sold by King's Gourmet Foods, if such claim is prima facie due to its fault and provided it is promptly notified of such claim and is permitted to deal therewith in its own discretion and through its own representative or attorney.

This is a continuing guaranty, subject to revocation on written notice thereof.

January 1st, 2022

Cordially,

King's Gourmet Foods