

1. TITAN FROZEN FRUIT, LLC (hereinafter called SUPPLIER) hereby guarantees that no article comprising any shipment or other delivery hereafter made by SUPPLIER to or on the order of _____ (herein after called PURCHASER) is, as of the date of such shipment or delivery adulterated or misbranded, or unsafe, within the meaning of the Federal Food, Drug and Cosmetic Act, with all revisions and amendments pertaining thereto (including its Pesticide and Food Additive Amendment of 1958) or within the meaning of any substantially similar state or municipal law, or is an article which may not under such Act or law be introduced into interstate or intrastate commerce.
2. The SUPPLIER further undertakes and guarantees to hold harmless and assume legal responsibility for any claim made upon PURCHASER of injury from the use of any article sold by SUPPLIER, if such claim is the fault of the SUPPLIER and if SUPPLIER is promptly notified of such claims and is permitted to deal therewith in its own discretion and through its own representative or attorney. It should be understood that SUPPLIER shall not indemnify and hold PURCHASER harmless from any loss or liability arising out of the negligent acts or omissions of PURCHASER, its agents or employees.
3. The SUPPLIER further undertakes and guarantees to indemnify PURCHASER to the extent of reimbursement of costs, in case of any property loss arising from any shipment or other delivery found by any federal or state administrative agency or court to be adulterated or misbranded, or unsafe, or otherwise rendered unmarketable by action or public authority on the ground of adulteration, misbranding, or lack of safety, if such loss is due to the fault of the SUPPLIER and if the SUPPLIER is promptly notified of the facts and permitted to deal therewith in its own discretion and through its own representative or attorney. It should be understood that SUPPLIER shall not indemnify and hold PURCHASER harmless from any loss or liability arising out of the negligent acts or omissions of PURCHASER, its agents or employees.

Titan Frozen Fruit (SUPPLIER)

A handwritten signature in black ink, appearing to read "J. Larsen", is written over a horizontal line.

Jonathan V. Larsen, President/CEO

Date