

IN-KIND AND PRODUCTS DONATION TERMS AND CONDITIONS

Charity understands that Wawa is donating the Products for direct distribution to Charity's clients and agrees that Products will not be resold to any other party.

Charity agrees that it will take the necessary steps to prevent spoilage of the Products, including at all times storing Products at the required storage temperature as indicated on the packaging or as otherwise required by law.

Charity agrees not to distribute or use any Products beyond the "sell by" date indicated on the Product. If you have any questions concerning the products, please contact the Wawa Call Center at 1-800-444-9292 and ask for the Quality Assurance Department.

Charity representative verifies and warrants to Wawa that it has the power and authority to enter into this agreement and to be bound by the terms and conditions hereof and that it shall at all times comply with applicable law, including, without limitation, the Bioterrorism Act, as amended.

Charity agrees to furnish Wawa with any and all information regarding its charitable status. Charity shall indemnify, defend and hold harmless Wawa, its directors, officers and employees, from and against any and all liability, loss, fines, damage or expenses (including reasonable attorneys' fees) which Wawa may incur as a result of any claims, demands, suits, actions, or other proceedings brought against it arising in whole or in part in connection with the donation of the Products, or any breach of Charity's covenants, representations and warranties contained herein.

Charity representative verifies and warrants to Wawa that the projects, programs, activities, events and/or use for which it is seeking products, gift baskets and/or other donations do not discriminate on the basis of race, color, religion, sex, age, national origin, ancestry, familial status, marital status, sexual orientation or preference, gender identity or expression, citizenship status, disability, or any other characteristic protected by applicable law.

Please indicate your agreement by checking the Terms and Conditions box on the online Support Request Form. By checking that box, you represent that you have authority to bind Charity to the terms of this agreement.