

Kimco Solutions

Limited Warranty



Effective Date: 8/25/2023

Product: Bird Buddy (Modular Avian Perch Accessory)

Manufacturer: Kimco Solutions

Website: www.thebirdbuddy.com

Statement: Kimco Solutions warrants the Bird Buddy product shall be free from defects in materials and workmanship under normal use for a period of **one (1)** year from the date of purchase.

Key aspects of the Warranty

Duration: One (1) year from the date of shipment for Kimco Solutions manufactured equipment.

Coverage: Defects in materials and workmanship.

Exclusions: The warranty does not apply if the purchaser fails to make payments. It also excludes implied warranties of merchantability and fitness for a particular purpose.

Components: Components from other manufacturers integrated into Kimco Solutions equipment are covered for one (1) year from date of purchase..

Repair or Replacement: Kimco Solutions will repair or replace, at their option, any product that proves to be defective within the warranty period, provided it has not been misused, abused, or improperly applied or installed using improper parts or methods.

Buyer Responsibilities: The buyer is responsible for packing, shipping, and transportation costs when returning products to Kimco Solutions.

Prior Consent: Products shall NOT be returned without Kimco Solutions prior written consent.

Coverage

This Limited Warranty covers, defects in manufacturing or materials that result in breakage or malfunction under Failure of the product to function as described when installed in accordance with Manufacturer's standard use instructions.

Exclusions

This Limited Warranty does NOT cover, damage or malfunction caused by improper installation, including use of non-specified tools, incorrect mounting techniques, or failure to follow provided instructions. Damage resulting from physical abuse, misuse, or neglect, including over-tightening, forced bending, or exposure to non-recommended environments. Power outages or electrical malfunctions caused by birds, animals, or environmental interference interacting with the Bird Buddy, including but not limited to perching, nesting, or dislodging the product. Normal wear and tear, cosmetic damage, fading, or discoloration over time. Any modification or alteration to the product not authorized in writing by Kimco Solutions.

Remedies

Kimco Solutions will either replace the defective Bird Buddy product, supply necessary replacement parts, or refund the original purchase price. Proof of purchase may be required. Shipping and handling costs for returns may be the responsibility of the customer.

Limitations of Liability

Under no circumstances shall Kimco Solutions be liable for any indirect, incidental, or consequential damages arising from the use or inability to use the Bird Buddy product, including but not limited to power outages, equipment damage, data loss, revenue loss or loss of any life.

Governing Law

This warranty shall be governed by and construed in accordance with the laws in the state where Kimco Solutions is incorporated.