

AGREEMENT TO REIMBURSE MANUFACTURERS CHARGEBACKS

The undersigned acknowledge and agree that:

1. The North Dakota Grocers Association (NDGA) serving as a Coupon Clearing House for the undersigned. Should this relationship be terminated by the undersigned or NDGA, manufacturers chargebacks payable by the undersigned may be made following termination of the relationship
2. Upon presentation of written demand, substantiated by proper invoices or correspondence from manufacturers, the undersigned shall promptly pay NDGA for all manufacturers' chargebacks attributable to the account of the undersigned. Payment for these chargebacks shall be made within ten days of receipt of demands for payment from NDGA. Failure to make timely payment shall subject the undersigned to liability for interest on unpaid balances at the rate of 12% per annum, plus all collection costs, including court costs and attorneys' fees.
3. In consideration of this agreement, NDGA must promptly remit to the undersigned all sums currently withheld by it, or all sums coming due hereafter, for coupons submitted to NDGA for clearing on behalf of the undersigned.

This instrument shall supplement any other contracts or writings that might exist between the undersigned and NDGA.

DATE: _____

NAME OF STORE OR CORPORATION: _____

NAME/TITLE: _____