

BOVEDA INC.

Boveda Inc. and Boveda are the owners of various trademarks and copyright material throughout the world, including but not limited to all “Boveda Inc.” & “Humidpack” branded products.

The Company's products are sold in United States and internationally by the Company itself via our websites www.bovedainc.com and by authorized retailers. Boveda takes great pride in the style, quality and workmanship of its products and the warranties provided with those products. Boveda Inc. will adhere to the highest of standards when enforcing their intellectual property rights and take great measures to protect the integrity of its brand and the Boveda Inc. Recently Boveda Inc. has begun to offer its products on marketplaces such as eBay and Amazon as a response to complaints from its customers that they were purchasing Boveda products on these marketplaces from various “resellers” and were consistently receiving products that did not uphold the Boveda standards. Boveda will not uphold our warranty or return policy when products are purchased from unauthorized sellers or “self-proclaimed distributors” as these transactions have a high margin for unsatisfactory experiences for our customers. We have found that the quality of the products offered suffers greatly when an unauthorized party sells Boveda Inc products. From a customer experience standpoint alone we hope you see why Boveda Inc. feels the need to protect its brand and its user experience with our products.

Boveda’s United States headquarters are in Minnetonka, Minnesota and its products are produced and manufactured in the United States in Wisconsin.

Boveda has the legal responsibility to enforce its trademark and copyright rights. Accordingly, Boveda has provided this page to educate eBay users about listings that infringe the intellectual property rights of Boveda Inc. Please note that the manufacture, distribution and/or sale of counterfeit Boveda Inc. merchandise is illegal and carries criminal penalties. Boveda Inc. has and will continue to pursue those guilty of infringing Boveda’s trademarks and copyrighted materials.

Boveda is a member of the eBay VeRO Program that actively and regularly monitors both the use of its trademarks and copyrighted works, and the sale of products bearing or purportedly bearing Boveda Inc. intellectual property on eBay. Accordingly, Boveda Inc. suggests that both sellers and buyers on eBay be extremely careful about the Boveda Inc. products they buy and sell.

The sale of unlicensed, counterfeit Boveda Inc. goods is illegal and may result in monetary fines and imprisonment. Unless you are purchasing and reselling Boveda just as you bought it, without tampering with the outer packaging or changing the quantity found inside the packaging then you are violating Boveda Inc.’s intellectual property rights as well as damaging our brand. We take this quite seriously. Removing the trademarked and logo bearing outer packaging of any Boveda Inc. products in attempts to sell them without their intended packaging causes consumer confusion as to the source of the goods along with unfair competition. Boveda will swiftly act against listings for products or any attempts to sell our products that contain Boveda Inc. products in the nature listed above.

Boveda Inc. and its licensees have the exclusive right to use its copyrighted works and trademarks. Boveda Inc. trademarks are protected under various international trademark laws. Anyone who uses Boveda Inc. marks inappropriately, without Boveda Inc. permission,

is liable for trademark infringement. Similarly, textual and photographic works produced and published by Boveda Inc. or its licensees are protected under international copyright laws. Anyone who produces, copies, distributes or displays Boveda Inc. copyrighted materials, without Boveda Inc. permission, is liable for copyright infringement.

When a listing that improperly uses Boveda Inc.'s trademarks and/or copyrighted material(s) comes to our attention, Boveda Inc. reviews the matter and takes appropriate action.

Due to the high volume of merchandise for sale on eBay, it is difficult to identify and remove every unauthorized item. The fact that others are selling products that infringe Boveda Inc.'s intellectual property rights does not give you the right to do so. Similarly, the fact that a product is being sold on eBay is in no way a guarantee that it is a genuine, authorized Boveda Inc. product.

It is legal to re-sell a genuine Boveda product that you purchased, in its original, unaltered form in the territory in which you bought it and you may use Boveda trademarks to describe such a product. You may not use however, Boveda Inc. images or photographs from our website or product pages on eBay or any other site on which Boveda Inc. sells its products. You should be aware purporting to be an authorized distributor or reseller of Boveda products when you do not have authority from Boveda Inc. to do so, is illegal.

Further, you cannot use copyrighted photographs of Boveda products to promote the sale of the item and you cannot produce an unauthorized copy of the genuine product and offer it for sale nor customize a Boveda product that modifies any of its trademarks (such as its logo) or packaging configurations (such as buying a bulk package and placing our products into plastic baggies in sets of 2, 5, 7, 8, 9...etc.)

As a seller, you have a responsibility to ensure that your actions do not violate the intellectual property rights of another. Ignorance that a listing is in violation of any country's trademark, patent or copyright laws is no excuse.

Boveda Inc.'s policy is to cancel any offending listings and to take whatever other steps it considers appropriate to protect its rights. If the listing is for counterfeit items, at minimum Boveda Inc. will insist that you (1) turn over the counterfeit and all similar items; (2) provide full disclosure about the source; and (3) agree never to list infringements or counterfeits again. Unauthorized use of Boveda Inc.'s imagery and trademarks in your listing without express consent in writing will also result in your listing being removed from an active selling status.