

JETFOILER™ RELEASE OF LIABILITY

Revision: v1_r6 Effective: 04 January 2021 Last Updated: 30 March 2022

RELEASE OF LIABILITY, ASSUMPTION OF RISK, CLAIM WAIVER

By assembling or using this JETFOILER™ product, you acknowledge and agree that you have read and understood the entire Owner's Manual, including all instructions and warnings contained therein prior to assembly, power up, or use of the product in any way. You additionally acknowledge and agree that you will ensure any additional or subsequent user of your JETFOILER™ product will read and understand the entire product Owner's Manual, including all instructions, warnings, and your communication of its inherent risks, prior to allowing that person to use your JETFOILER™ product.

You additionally acknowledge and agree that the release of liability for this JETFOILER™ product is further subject to: (I) KAI CONCEPTS, LLC ("Kai Concepts") Warranty, as published on the JETFOILER website at jetfoil.com/warranty; and further subject to (II) KAI CONCEPTS, LLC ("Kai Concepts") Terms of Use, as published on the JETFOILER website at jetfoil.com/terms-of-use.

ASSUMPTION OF RISK

Use of this JETFOILER™ product and any of its components involve certain inherent risks, dangers, and hazards that can result in serious personal injury and death to both the user and nonuser third parties. Riding a JETFOILER™ can be inherently dangerous such that bodily injury or even death can occur, especially if the rider and/or the JETFOILER™ owner: (a) do not perform the safety and maintenance checks recommended in the Owner's Manual, (b) do not wear proper safety gear, (c) do not follow all applicable laws and rules, (d) engages in aggressive, stunt or extreme water conditions riding. Parents that allow their children to ride taking such actions will assume their own risk and the risk of injury or death to their children, and Kai Concepts, LLC will not be responsible.

In using this product, you freely agree to assume and accept any and all known and unknown risks and are legally responsible for all damages, injury, or death to yourself or to third parties, or damage to property while using this equipment. The risks inherent in this sport can be greatly reduced by abiding by the warning guidelines listed in the Owner's Manual and by using common sense.

RELEASE AND WAIVER OF CLAIMS

IN CONSIDERATION OF THE SALE OF THE JETFOILER™ PRODUCT TO YOU, YOU HEREBY AGREE TO THE FULLEST EXTENT PERMITTED BY LAW, AS FOLLOWS:

To waive any and all claims, that you have or may in the future have against KAI CONCEPTS, LLC and/or all related parties resulting from use of the JETFOILER™ Product and any of its components.

To release KAI CONCEPTS, LLC and all related parties from any and all liability for any loss, damage, injury or expense that you or any users of your JETFOILER™ product may suffer, or that your next of kin may suffer, as a result of the use of the JETFOILER™ product, due to any cause whatsoever, including negligence or breach of contract on the part of KAI CONCEPTS, LLC and all related parties in the design or manufacture of the JETFOILER™ product and any of its components. In the event of your death or incapacity, all provisions contained herein shall be effective and binding upon your heirs, next of kin, executors, administrators, assigns, and representatives. KAI CONCEPTS, LLC does not make and expressly denies any oral or written representations other than what is set forth in the JETFOILER™ product Owner's Manual.

To release KAI CONCEPTS, LLC and all related parties from any and all liability for any loss, damage, injury, or expense that you or any users suffer as a result of the use of any JETFOILER™ Android™ or iOS® app, and in accordance with the Terms of Use, Privacy Policy and Release of Claims as specified on their respective stores on Google Play™ or App Store®.

The purchase or lease of this JETFOILER™ Product will confirm the buyer's or lessee's agreement that the total liability for KAI CONCEPTS, LLC under this warranty shall be no greater than the amount of the original purchase price and in no event shall Kai Concepts, LLC be liable for any incidental or consequential damages.