

DISCLAIMER

Buyers and others who are developing systems that incorporate FocusLCDs products (collectively, “Designers”) understand and agree that Designers remain responsible for using their independent analysis, evaluation and judgment in designing their applications and that Designers have full and exclusive responsibility to assure the safety of Designers’ applications and compliance of their applications (and of all FocusLCDs products used in or for Designers’ applications) with all applicable regulations, laws and other applicable requirements.

Designer represents that, with respect to their applications, Designer has all the necessary expertise to create and implement safeguards that:

- (1) anticipate dangerous consequences of failures
- (2) monitor failures and their consequences, and
- (3) lessen the likelihood of failures that might cause harm and take appropriate actions.

Designer agrees that prior to using or distributing any applications that include FocusLCDs products, Designer will thoroughly test such applications and the functionality of such FocusLCDs products as used in such applications.