

Hello,

WINKERS, LLC: Terms and conditions to order a WINKERS™ design.

Terms and Conditions

At present all Winkers™ are custom made and the quality of our services depends on your following the instructions below. Due to the great demand there is a waiting list (at present, 15 business day from receipt of your order).

Instructions

First select a pair of pants that creases between your thigh and buttocks as you walk and that are in good condition. Wash the pants before you send them to us and do **not** use softener or anything other than regular detergent (not one with softener). Any fabric softener product will interfere with the paint adherence. If the pants are new they must be washed at least once. Pre-washing will prevent shrinkage after the paint has been applied.

You must mark your pants as shown in the attachment. If you can put safety pins where these marks are it will insure the position of the marks, so that they are not accidentally rubbed off in handling. From these marks the size and position of the “winking” or animated part of the design is determined and painted. It is a good idea to have someone else mark the pants while you are wearing them. Please mark both legs.

You must mail the attached order form with your pants and mail them to us at:

WINKERS, LLC
PMB 3805
2525 Broadway
Everett, WA 98201-3020

Be sure to give us a phone number or email where we may reach you if we need to communicate about your order.

The time frame for return of the finished WINKERS™ to you will be calculated from the date we receive your order and your payment, whichever is last.

Warranty and Limitation of Liability

WINKERS, LLC uses a special paint for fabrics that has been set by WINKERS, LLC as per the paint manufacturer’s specifications. To keep your WINKERS bright please follow the paint manufacturer’s instructions for washing them: turn your pants inside out, machine wash them separately in cold water only, use gentle cycle, gentle detergent, and NO bleach, set your dryer temperature to mild. The paint can sustain dry cleaning but verify that the fabric of your pants can be dry-cleaned. The paint is not flame retardant and the painted item should not be used as sleepwear.

The price for WINKERS™ depends on the design, please put an X by your selection in the

attached Order Form. For dark pants add \$10.00

These prices do not include postage, or insurance.

Postage is \$10.35 in the U.S.

We suggest that you insure your pants when you send them to us (for the replacement value of the pants). Until we receive them, the risk of loss is yours. When we mail the pants back to you they will be insured only for the amount that you indicate in the order form (the replacement value of the pants and the price of the Winkers™ design you selected). The insurance amount you select for return of the pants will also be the basis for our insurance while the pants are in our possession. WINKERS, LLC'S LIABILITY IS LIMITED TO THAT INSURED AMOUNT.

The insurance amount you select for return of the pants will also be the basis for our insurance while the pants are in our possession.

WINKERS, LLC, is the owner of a pending patent for the technique allowing correct placement of the design to produce the "Winking" effect. We warrant that our design on your pants will "wink". WE DISCLAIM ALL OTHER WARRANTIES AS TO THE WINKERS DESIGNS, EXPRESS OR IMPLIED, INCLUDING ANY WARRANTY OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, INTELLECTUAL PROPERTY VALIDITY, INTELLECTUAL PROPERTY NON INFRINGEMENT, OR OTHER STATUTORY WARRANTY EXCEPT AS EXPRESSLY SET FORTH HEREIN.

Dispute Resolution

Any dispute between you and WINKERS, LLC will be brought in a court of law in Seattle, Washington State. The applicable law will be the law of the state of Washington, excluding its conflict of laws rules and excluding the international convention on the sale of goods.

Thank you for your business.