

BAUSCH & LOMB SOFT CONTACT LENS SALES POLICY

Effective August 1, 2008

Establishment of Account

To establish an account with Bausch & Lomb to order contact lenses, visit www.bausch.com/policies or call 800-828-9030. Bausch & Lomb expects all accounts that are approved to purchase soft contact lenses to comply with state and federal laws governing the sale and dispensing of contact lenses.

**** BAUSCH & LOMB RESERVES THE RIGHT TO REFUSE TO SELL PRODUCT TO YOU FOR ANY REASON. ****

Ordering

Orders for all soft contact lenses may be placed by:

- Online at www.bausch.com/ordering
- Phone 800-828-9030
- Fax 800-356-8056

Accounts will be invoiced by Bausch & Lomb. Billing will appear as part of the contact lens business monthly statement.

Shipping

A soft contact lens order containing a minimum of 4 billable items per shipping location will receive free standard shipping and handling. Soft contact lens orders containing less than 4 billable items per shipping location will be charged \$6.95 for shipping and handling. At the time of order, expedited delivery is available upon request and will be billed at additional cost. In all cases, shipping terms are FOB destination.

Orders consisting of trial lenses only are subject to the \$6.95 shipping and handling charge.

Bausch & Lomb is responsible for providing proof of delivery to the customer ordering the product for up to a maximum of one year.

To place an order visit www.bausch.com/ordering, call 800-828-9030 or fax 800-356-8056.

U.S. Sales Only

Unless otherwise expressly authorized by Bausch & Lomb, purchases made from Bausch & Lomb shall not be sold/resold, distributed, marketed or shipped outside of the United States or its territories.

Sales to End Users Only

Under this policy, Bausch & Lomb sells and ships products (i) to end-user consumers or (ii) to customers that sell products to end-user consumers only after being presented with a valid and unexpired contact lens prescription. Orders may not be purchased for resale, except where such resale is made to an end-user consumer who presents the ordering party with a valid and unexpired contact lens prescription.

Shipping to Patient

Bausch & Lomb offers a direct-to-patient shipping service called LENSEnder®. To place an order call 800-828-9030 or fax 800-356-8056. All LENSEnder® shipping and handling policies are the same as the shipping to office policies.

Storage

Product should be stored in accordance with manufacturer's recommendations.

Payment Terms

Payment is due per terms of invoice. Deductions for returned product will not be accepted. Authorized returns will be credited after inspection and approval by Bausch & Lomb and in accordance with the Bausch & Lomb Soft Contact Lens Return Policy.

Payment Methods

Credit cards: VISA, MasterCard, American Express
Checks: Make payable to Bausch & Lomb Inc.

Tax Exemptions

A valid state tax exemption certificate must be on file with Bausch & Lomb to exclude tax by state law on appropriate products. Retroactive reimbursement of a valid state exemption certificate is limited to a maximum of six months from date of request.

Account Cancellation

To cancel an account, call 800-828-9030. No unused product may be returned for credit upon cancellation.

Limitations

The policies stated herein are in lieu of all express warranties and of all other liabilities and obligations on the part of Bausch & Lomb. Bausch & Lomb disclaims all implied warranties including the implied warranties of merchantability and fitness for a particular purpose. Bausch & Lomb expressly denies the right of any person to incur or assume for it any other liability or obligation in connection with the sales of any Bausch & Lomb soft contact lenses. Bausch & Lomb will in no event be liable or obligated for the payment of any special, incidental, or consequential damages. Any action against Bausch & Lomb for any alleged breach of this sales policy must be commenced within one year. The policy provisions stated herein are offered by Bausch & Lomb only to its customers. They are not intended for, nor may they be enforced by, wearers of Bausch & Lomb soft contact lenses.

Miscellaneous

Bausch & Lomb sales agreements, and any amendments, must be in writing and on a Bausch & Lomb standard form, or signed by the Bausch & Lomb Vision Care Vice President of Sales. This sales policy is subject to change by Bausch & Lomb at any time without prior notice and supersedes all prior sales policies. For additional information, please contact your Bausch & Lomb representative or Customer Resource Center at 800-828-9030.

Correspondence may be addressed to:

Bausch & Lomb Incorporated
Customer Resource Center
1400 North Goodman Street
Rochester, NY 14609

BAUSCH & LOMB SOFT CONTACT LENS SALES POLICY

Effective December 26, 2007 (updated August 1, 2008)

