

XYTEX CORPORATION  
1100 EMMETT STREET  
AUGUSTA, GEORGIA 30904  
(706)733-0130  
(706)736-9720 FAX



### SUPPLY AGREEMENT

Please legibly complete the following information:

Practice Name: \_\_\_\_\_

Federal ID Number: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Physicians in Practice: \_\_\_\_\_  
\_\_\_\_\_

Practice Contact: \_\_\_\_\_

Contact E-mail Address: \_\_\_\_\_  
\_\_\_\_\_

Telephone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

Signature of Physician: \_\_\_\_\_

As a healthcare provider authorized to perform donor inseminations within the jurisdiction of my license, I request that all invoices for human semen provided to my practice by Xytex be submitted to (check one):  
 Me     Practice Group (Clinic)     Patient (Semen Recipient)

I am interested in receiving Xytex newsletters and other information by email.  
 Yes     No

**Below for Xytex corporate use only:**

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Accepted By: \_\_\_\_\_

Title: \_\_\_\_\_

Account #: \_\_\_\_\_

Date: \_\_\_\_\_

Data entered by: \_\_\_\_\_      Data checked by: \_\_\_\_\_

## Product and Service Information

### Access to Services

- ◆ Xytex accepts orders for human semen intended for clinical insemination only from appropriately licensed health care professionals (“physician”). All requests placed by others for these services will be confirmed with the physician by Xytex.
- ◆ At the discretion of the physician, Xytex will invoice either physician or patient. Physician or patient (the “payee”) will pay the Xytex invoice in accordance with the standard rate schedules in effect at the time the order is placed. In addition, the payee will pay all shipping expenses incurred in connection with the shipment of the semen.
- ◆ Invoice for donor semen shall be enclosed with each shipment that is charged to the physician. All invoices are payable within 15 days of receipt. A service charge will be added to past due accounts equal to one and a half percent per month (18% annually) on the previous month’s balance less payments received during the month.
- ◆ Invoice for donor semen that is charged to the patient will be emailed to the patient along with a patient packet. The patient packet provides instructions for patients to report resulting pregnancies and live births via the Xytex web site.

### Delivery and Quality

- ◆ Xytex shall use its reasonable best efforts to ship the semen to physician so that the semen will be ready for use at the time specified by physician.
- ◆ Xytex quality commitment applies while Xytex semen units remain in Xytex shipping container (dewar). Xytex quality commitment requires that Xytex thawing instructions have been followed. The quality commitment applies to units used within 120 days of receipt. Any procedure applied to semen after shipment from Xytex voids Xytex quality standards.
- ◆ Physician should contact Xytex immediately to report any problem that may arise in regards to semen quality. A quality report form must be completed and sent to Xytex within 30 days of use of semen. Xytex agrees to consider providing replacement samples for any semen that, upon thawing, is found by physician to have fewer than acceptable minimum concentration of motile sperm.
- ◆ More details about our quality commitment may be found on our website at <https://www.xytex.com/sperm-donor-bank-physician/sperm-donor-bank-physician-faq.cfm#5>.
- ◆ Dewar is warranted for seven days including the day of shipment. Dewar will be scheduled by Xytex for return on the 8<sup>th</sup> day. The dewar for the semen MUST BE returned to Xytex in the same box in which it is shipped to the physician and in accordance with instructions that accompany each shipment. Xytex will charge the physician for each dewar that is not returned and for each dewar that is damaged after its receipt by the physician or his/her personnel.
- ◆ All semen units returned unused to Xytex will be paid for by the payee and will be placed on reserve under the payee’s account until a subsequent request for shipment is made.