

AGREEMENT:

This Agreement describes the terms under which eSold Auctions (“we”) will list your items for auction on eBay® for you. This agreement is between eSold Auctions (the “consignee”) and you (the “consignor”) This is a legal document, so please read carefully before signing. Here’s how our service works:

- We will list your item on eBay auctions for a 7-day listing including a gallery picture and description.
- The opening bid is set at \$9.99, unless otherwise stated.
- If there is no minimum bid or reserve price, your item could sell for any amount.
- If your item does not sell there is a \$3 service fee and your item is returned to you.
- When the auction is complete, we will collect the money from the buyer. We will then ship your item.
- Once the return period is over, we will mail you a check for the gross selling amount, less our commission. Shipping & handling will be paid by the buyer to us, and we will ship your item.

NOTE: The terms of the online auction will be governed by eBay’s applicable terms and conditions. The actual sales price will be the highest qualified bid received, subject to receipt of actual payment from the buyer. We do not control the sales price, which may be less than could be obtained through alternative means. The buyer has ten days to return the item and receive a refund, but ONLY if the item does not match the description. For example, if your listing says an item is in working condition and it is not, the buyer can return it. As long as you disclose everything about the item, it is unlikely that the buyer will return it. However, we (and you) must wait for the return period to end before we settle with you. The entire process from listing your item until you receive your settlement could be 30-45 days.

OUR COMMISSION:

We charge a commission for auctioning your item on eBay. Our commissions are based on a tiered scale.

- 25% of the first \$500.00
- 20% of the next \$501.00 – \$2,500.00
- 15% of the next \$2,501.00 – \$5,000.00
- 12% of any amount over \$5,000.00

* All eBay & Credit Card Processing Fees are paid by eSold Auctions.

DISPOSITION OF YOUR ITEM IF IT DOES NOT SELL:

- If any of your items do not sell after 7 days, we will re-list the item at no additional charge for another 7-day online auction, unless you choose not to re-list item.
- If any of your items do not sell after the second 7-day listing, you must either pick item(s) up within 10 days, or have us donate them to charity. Any of your items not picked up before the end of the 10 days will be donated to charity without any further authorization from you.
- At the end of the auction we will notify you of the disposition of your items.

DISCLAIMER:

eSold Auctions is acting only as a consignee of your goods. eSold Auctions makes no representations or warranties in connection with this agreement or the services performed and products provided in connection with this agreement. The services performed and products provided under this agreement are provided “as is” and without warranty, express, implied or statutory. eSold Auctions specifically disclaims all implied warranties, including but not limited to the implied warranties of title, merchantability and fitness for a particular purpose. eSold Auctions is not liable for any special, indirect, incidental, consequential or punitive damages that may arise from or in connection with this agreement, their performance of this agreement or the sale of your item. In no case will eSold Auctions be liable for actual damages in excess of the selling price of your items, less our commission and fees. This is the complete agreement of the parties. There are no oral terms.

I have read and accept the terms and conditions set forth in this Agreement. I certify that I am the actual owner of all the items that I have brought to the eSold Auctions to auction on eBay, and that I have the authority to enter into this agreement and to sell all of the items described in this document.

Name: _____ Signature: _____ Date: _____

Copyright © 2005 **eSold Auctions**, All Rights Reserved
Questions & Inquiries direct to info@esoldauctions.com