



# Confidentiality Agreement

This Agreement is entered into as of \_\_\_\_/\_\_\_\_/\_\_\_\_ by ACE Surgical Supply Company, Incorporated and \_\_\_\_\_.

In connection with business transactions the party named above may from time to time come in contact with, or have accessible to them, certain Confidential Information (defined below).

Confidential Information means information of any type or form (whether visual, written, oral, electronic, photographic or otherwise) of a proprietary or confidential nature that is disclosed (either intentionally or unintentionally) by ACE Surgical Supply Co. Inc. to the other party or one of its affiliates or representatives, regardless of whether such information is marked or indicated as being confidential. Confidential Information includes, but is not limited to , all information of a financial, business, marketing, organizational, legal or technical nature, and is any information, that if misused will cause ACE Surgical Supply Co. Inc. hardship and or a loss of business.

The party named in this agreement agrees not to disclose any Confidential Information and to protect ACE Surgical Supply, Co. Inc’s confidential information by using measures at least as protective as those it takes to protect its own confidential information, but in any event using at least commercially reasonable measures.

All documents and other tangible objects containing confidential information that has been disclosed remains the property of ACE Surgical Supply, Co. Inc, and will either be returned or destroyed upon ACE Surgical Supply, Co. inc’s written request.

This agreement may be executed by facsimile signature and in any number of counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument.

In witness whereof, the parties hereto have caused this agreement to be executed as of the date written above by their respective duly authorized representatives.

ACE Surgical Supply Co. Inc.

Name of other party

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

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

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

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

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

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