



Timothy C. Itoni
Westchester County Clerk

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In no event shall the County of Westchester be liable to any person or entity named in any record that any person or entity transmits or attempts to transmit to the System, or to any other person or entity, for any failure to perfect (or to make a public record of) any security interest or other lien or interest of any kind or description, or for any loss of priority of any security interest or other lien or interest of any kind or description, or for any loss or corruption of data, or for any lost revenue, or for any incidental, consequential, special, punitive, exemplary or other damages of any kind or description, foreseen or unforeseen, or for any cost or expense (including but not limited to attorneys' fees), resulting from or by reason of (1) the unavailability of the System at any time or from time to time, without regard to whether such unavailability is due to mechanical, electronic or communications failure, or scheduled or unscheduled maintenance or testing, or any other cause, or (2) the inability of any system, equipment or software to transmit all or any part of any record to the System, or (3) any failure to file, or any delay in filing, all or any part of any record that any person or entity transmits or attempts to transmit to the System, or (4) any inaccuracy in the manner in which all or any part of any record that any person or entity transmits or attempts to transmit to the System is received, processed, stored or reflected, or (5) any addition or change to, or replacement of, all or any part of any system, equipment or software used to transmit records to the System that is necessitated by any change or addition to, or replacement of, all or any part of the System, or (6) any other matter related to any use or attempted use of the System.

The Westchester County Clerk may from time to time announce a schedule of the days and times during which the System will be available for receipt of electronic UCC documents; however, any such schedule will be subject to outages due to repairs, maintenance, emergencies, etc.

A UCC document submitted to the Office of the Westchester County Clerk by the System is accepted for filing only after the System (1) receives an appropriate credit card confirmation from the credit card issuer and (2) analyzes the UCC document and determines that the UCC document (i) is readable by the System's equipment and (ii) contains no error that constitutes a reason to reject the document under the applicable provisions of the Uniform Commercial Code.

When the Office of the Westchester County Clerk accepts and files a UCC document submitted to the System, the Westchester County Clerk will provide an electronic message to the filer to confirm such acceptance, and to confirm the date and time of filing. The message will appear on the filer's computer screen. The filer is responsible for printing a copy of the message if the filer wishes to retain a hard copy of the message.

Please read and follow all E-Filing instructions completely. All UCC forms should be carefully completed; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.