



Payment and Shipping Requirements for Guatemala ACE National Winner Internet Auction

The 2021 ACE National Winner Sales Platform is sponsored by The Alliance for Coffee Excellence, Inc. (ACE) and Asociación Nacional del Café (ANACAFÉ). If assistance is required immediately following the auction please contact, darrin@cupofexcellence.org, gary@cupofexcellence.org or hannah@cupofexcellence.org

Acceptance of Terms and Conditions

Your participation in this auction indicates your review and agreement to the following terms. Should you purchase any ACE National Winner coffee at this auction you agree to the terms and conditions of purchase and shipping included in this agreement. Any buyer of any ACE National Winner coffee through the auction or through a secondary channel agrees to the use and restrictions of the ACE National Winner® mark. Any misuse of this mark may be cause for legal proceedings.

Coffee Lots

The 9 coffee lots being offered for sale as ACE National Winners through this internet auction have scored 85+ by the international jury during the final stage of the Cup of Excellence competition. The designated coffees were blindly cupped throughout the month of June, 2021 by a panel of COE experienced cuppers designated by ACE in Global Coffee Centers (GCC) around the world.

Bidding for these lots is only available through the ACE National Winner Platform on the Alliance for Coffee Excellence website. Each lot is separate and distinct. Samples have been made available. It is the responsibility of the bidder to determine quality and appropriate value.

Packing Information

The Guatemala National Winners coffees are vacuum packed in cartons each containing 2 (two) 15kg bags. Successful bidders will be charged \$.20 (twenty cents) per pound mandatory fee for vacuum packing. Bidding calculations and vacuum packing fee are based on actual pounds after milling and packing the coffees. The number of 30kg boxes as well as the weight in pounds will be shown.



Financial Responsibility for Payment

The individual bidder placing the highest bid at the close of the auction is responsible for the financial payment to the exporter of the entire lot. The exporter may approve multiple payments and multiple shipping instructions for a single lot but only if the successful bidder requests the approval and submits all of the shipping instructions within 7 days of the auction. If the exporter or the country partner denies the request for any reason the bidder will be held liable for the entire payment regardless of group purchase. **If a lot is split and sent to more than one destination the buyer will be responsible for any additional costs or fees associated with that export.**

In a situation where the farmer is responsible for the payment of the transport, it is expected the winning bidder will designate a shipping method which will not substantially affect the costs the farmer is charged within the origin country to deliver the coffee to the shipping facility such as but not limited to: port, airport, third party designated exporter. The management of the Cup of Excellence program has the right to seek and provide the winning bidder fair shipping options considered equative for the selling and buying parties.

It is expected by the lead bidder in the auction to provide full details of group buyers and to collaborate with the exporter facilitating communication and expediting the payment process in the case any setbacks regarding payment or complications in communicating with other buyers from the group are encountered.

Payment Requirements

Full payment of the lot(s) and the packing fee(s) is required prior to shipment unless other requests are made in writing and approved in advance. Cash against documents must also be approved in advance of the auction. Prepayment of the lot is required if moved to another exporter to be shipped. Shipment, quality and delivery responsibility will revert to new exporter.

Full payment is due 30 (thirty) days after the close of the auction regardless of ship date or method. A minimum 2% monthly late fee may be charged for any lots not paid within 30 days.

Shipping Requirements

Shipping instructions are to be sent to Bicafé Guatemala (Legal Name: Inmobiliaria e Inversiones Dos Mil, S.A.) within 7 (seven) days of the close of the auction by the successful bidder or the bidder's designated importer. Bidders can nominate any importer. A cooperating importer is recommended. These can be found on the ACE website at www.allianceforcoffeexcellence.org



All Lots must be shipped within 45 days of the auction. No claim may be made to the exporter, farmer, Alliance for Coffee Excellence or Asociación Nacional del Café on any ACE National Winner lot shipped after 45 days.

ACE National Winner lots for Guatemala are shipped terms (FOB for Sea shipping FCA for Air shipping recommended) ¹, net weight and applicable fees- airfreight is available at an extra cost and can be coordinated by the exporter.

Lots will be shipped as per the instructions and at the cost of the successful bidder. Any changes that result in extra fees will be paid by the buyer.

If a lot is split between several buyers and sent to more than one destination, all additional buyers of said lot will be charged with an extra fee per shipment to cover the additional administrative costs associated with the export depending on the transport mode:

Air cargo: \$200 USD

Sea freight: \$200 USD

THE EXPORTER

Guatemala nominated exporter is:

Exporter Name: Bicafé Guatemala (Legal Name: Inmobiliaria e Inversiones Dos Mil, S.A.)

Exporter Address: Km 25.5 Carretera a El Salvador, Fraijanes, Guatemala.

COE Coffee Warehouse Address: Km 25.5 Carretera a El Salvador, Fraijanes, Guatemala.

Exporter Contact Name: Rodrigo Cordon

Exporter Phone numbers: +502 6661 2800

Exporter Email Address: coe@bicafe.com.gt;

Copy to: darrin@cupofexcellence.org, gary@cupofexcellence.org, kathia@cupofexcellence.org, andrea.cvf@anacafe.org; coe@bicafe.com.gt;

Box Dimensions: 30.5 x 61 cms (12 x 24 inches)

All buyers must contact the exporter, coordinators and ACE within 7 days of the close of the auction.

¹ *FOB: the seller delivers the goods on board the vessel at his own cost.

*FCA: export cleared goods are delivered by the seller to the carrier at the named and defined location mentioned in the contract.

In both cases: All export documents are at the responsibility of exporter to provide &

The buyer is responsible for clearing the shipment at destination with all involved in the process (customs/taxes/paperwork/permits)



Modification of this Agreement

The Management of Alliance for Coffee Excellence have the right to modify this Agreement and any policies affecting the website. Any modification is effective immediately upon posting to the website or distribution via electronic mail. Your continued use of the auction or website following the notice of any modification shall be deemed your acceptance of the modification(s).

Indemnification, Claims and Disclaimer

Use of this internet auction and ACE website is at the bidder's own risk. Bidders agrees not to hold the Alliance for Coffee Excellence, Asociación Nacional del Café (Anacafé), the provider of software, internet services or telecommunications companies for any consequential, incidental and/or liquidated damages if any that may result from or is claimed to result from, the bidder's participation in the auction. The winning coffees have been selected and scored in blind cuppings. The winning farm and the specific coffee lot information is submitted by each farmer and is not known to the public until the winning coffees have been disclosed following the international stage cuppings held in the GCCs. ACE assumes the farm information is correct and up to date but is not responsible should some information change before or after the auction. Bidders should assess the value of each coffee based on quality in the cup and its appropriateness for their company. Farm information is for educational purposes only but can be used to help sell the winning coffees. All quality claims must be made within 15 days of delivery as per the Green Coffee Association of NYC ruling but no claim can be made on any coffees shipped more than 45 days after the close of the auction. Should a claim arise, a neutral arbitration panel will be assembled to assess the claim. Bidding at this auction represents a contract to purchase the coffee. Should a buyer default on payment legal remedies will be undertaken.