

COBRA Terms of Service

Customer acknowledges that it has entered and is subject to the terms and conditions of the PrimePay Product Terms (the “Product Terms”), available to view [here](#), and that, except as otherwise provided herein, the terms of such Product Terms are incorporated herein by reference and shall also apply to this COBRA Terms of Service. This COBRA Terms of Service, the Product Terms, and Quote shall collectively be referred to herein as the Agreement, in addition to any additional schedules or agreements that may be applicable. In the event of any conflict between this COBRA Terms of Service and the Product Terms, this COBRA Services Terms of Service shall control, but only with respect to the products and services covered hereby. Capitalized terms used herein but not otherwise defined shall have the same meaning as ascribed to such terms in the Product Terms.

1. **Third-Party Partners.** Customer acknowledges and agrees that, from time to time, PrimePay may partner with third-party providers (“Third-Party Partners”) to possibly provide additional services, including connecting Customer’s employees and qualified beneficiaries (“QBs”) with Third-Party Partners that provide alternatives to traditional health insurance (the “Third-Party Partner Services”). Customer consents to PrimePay furnishing information relating to the Third-Party Partner Services in addition to the applicable COBRA notices (the “Materials”). Further, Customer acknowledges and agrees that such Third-Party Partner services do not constitute health insurance, Customer is ultimately responsible for COBRA notices, and shall notify PrimePay immediately if Customer wishes to remove such inserts relating to Third-Party Partner services from the Materials.
2. **Disclaimer of Warranty.** IN ADDITION TO THE DISCLAIMER OF WARRANTIES IN THE PRODUCT TERMS, CUSTOMER ACKNOWLEDGES AND AGREES THAT THE THIRD-PARTY PARTNER SERVICES DO NOT CONSTITUTE HEALTH INSURANCE AND THAT CUSTOMER IS SOLELY RESPONSIBLE FOR IT’S COMPLIANCE WITH COBRA AND OTHER REGULATORY LAWS GOVERNING CUSTOMER’S PROVISION OF COBRA COVERAGE TO QBS.