# Element Biosciences
## Supplemental Terms - AVITI DX™ Products

**Supplemental Terms - AVITI Dx™ Products**

These Supplemental Terms apply for the purchase of any Product that is an AVITI Dx instrument or AVITI Dx consumable (collectively, "AVITI Dx Products") and are in addition to Element's Terms & Conditions of Sale available here. All capitalized terms used but not defined herein will have the meaning given to them in Element's Terms & Conditions of Sale.

The AVITI Dx Products are not available for sale in the U.S. and are available only in select countries, as confirmed by Element.

The AVITI Dx instrument is a dual-mode system that may be operated in either research use only mode ("RUO Mode") or in vitro diagnostic mode ("IVD Mode").

- When operated in RUO Mode, the AVITI Dx instrument is intended for research use only and may only be used with Element consumables designated for research use only. AVITI Dx consumables may not be used in RUO Mode.
- When operated in IVD Mode, the AVITI Dx instrument may only be used with AVITI Dx sequencing kit consumables, and Element sequencing kit consumables designated for research use only may not be used in IVD Mode.
- Use of the AVITI Dx instrument in IVD Mode and use of AVITI Dx consumables must be consistent with the applicable product labeling, instructions for use, and intended use, including the Intended Use Statement set forth below.
- Buyer will use only consumables and software identified by Element as compatible with the applicable AVITI Dx instrument, operating mode, and software configuration in the applicable product documentation or otherwise confirmed by Element in writing.

*Intended Use Statement for AVITI Dx Products*: The AVITI Dx product family delivers precise, high-quality raw DNA sequencing data from a variety of biological samples. The product is intended solely as a data generation tool and does not provide diagnostic interpretations or direct clinical recommendations.