

[(f)] (H) "Inventory" means [the tractors, implements, attachments,] FARM IMPLEMENTS OR MACHINERY, CONSTRUCTION, UTILITY, AND INDUSTRIAL equipment, CONSUMER PRODUCTS, OUTDOOR POWER EQUIPMENT, ATTACHMENTS, or repair parts [that a dealer purchased from a supplier].

[(g)] (I) "Net cost" means the price the dealer paid the supplier for the inventory, less all applicable discounts allowed, plus the amount the dealer paid for freight costs from the supplier's location to the dealer's location, plus the reasonable cost of assembly OR DISASSEMBLY performed by the dealer.

(J) "SUPERSEDED PART" MEANS A PART THAT WILL PROVIDE THE SAME FUNCTION AS A CURRENTLY AVAILABLE PART AS OF THE DATE OF CANCELLATION OF A CONTRACT.

[(h)](K) "Supplier" means:

(1) [a] A wholesaler, manufacturer, or distributor who enters into a contract [agreement] with a dealer; OR

(2) A PURCHASER OF ASSETS OR STOCK OF A SURVIVING CORPORATION RESULTING FROM A MERGER OR LIQUIDATION, A RECEIVER OR ASSIGNEE, OR A TRUSTEE OF THE ORIGINAL MANUFACTURER, WHOLESALER, OR DISTRIBUTOR WHO ENTERS INTO A CONTRACT WITH A DEALER.

[(i)] (L) "Termination" means the termination, cancellation, nonrenewal, or noncontinuation of a contract.

(M) "UTILITY" AND "INDUSTRIAL", WHEN USED TO REFER TO EQUIPMENT, IMPLEMENTS, MACHINERY, ATTACHMENTS, OR REPAIR PARTS, HAVE THE MEANINGS COMMONLY USED AND UNDERSTOOD AMONG DEALERS AND SUPPLIERS OF FARM EQUIPMENT AS A USAGE OF TRADE.

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GOOD CAUSE EXISTS IN ANY OF THE FOLLOWING CIRCUMSTANCES:

(1) THE FILING OF A PETITION AGAINST THE DEALER TO COMMENCE:

(I) A RECEIVERSHIP PROCEEDING; OR

(II) A BANKRUPTCY PROCEEDING;

(2) THE DEALER HAS MADE AN INTENTIONAL MISREPRESENTATION WITH THE INTENT TO DEFRAUD THE SUPPLIER;

(3) THE DEALER DEFAULTS UNDER A CHATTEL MORTGAGE OR OTHER SECURITY AGREEMENT BETWEEN THE DEALER AND THE SUPPLIER OR THE DEALER REVOKES OR DISCONTINUES A GUARANTEE OF A PRESENT OR FUTURE OBLIGATION OF THE RETAILER TO THE SUPPLIER;

(4) THE CLOSEOUT OR SALE OF A SUBSTANTIAL PART OF THE BUSINESS OF A DEALER RELATED TO THE HANDLING OF THE PRODUCTS OF THE SUPPLIER;