

(7) AFFIRMATIVE BAD FAITH, DISHONEST, FRAUDULENT, OR ILLEGAL ACTS BY THE DISTRIBUTOR.

(E) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, A WRITTEN CONTRACT FOR A SPECIFIED TERM THE NOTICE AND CURE PROVISIONS OF THIS SUBTITLE DO NOT APPLY TO A TERMINATION OF A DISTRIBUTORSHIP AT THE NATURAL EXPIRATION OF THE SPECIFIED TERM OF A WRITTEN CONTRACT THAT DOES NOT CONTEMPLATE RENEWAL OPTIONS EXERCISABLE BY EITHER PARTY SHALL CONSTITUTE SATISFACTORY NOTICE UNDER THIS SECTION.

11-1304.

(A) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, ON CANCELLATION OR NONRENEWAL OF AN AGREEMENT BY A GRANTOR FOR ANY REASON, INCLUDING A DISTRIBUTOR'S FAILURE TO CURE UNDER § 11-1305 OF THIS SUBTITLE, THE GRANTOR SHALL, HAVE THE RIGHT TO, AND MUST AT THE OPTION OF THE DISTRIBUTOR, REPURCHASE ALL MERCHANDISE SOLD BY THE GRANTOR TO THE DISTRIBUTOR, AND THE DISTRIBUTOR MUST SELL THE MERCHANDISE TO THE GRANTOR, AT A PRICE EQUAL TO:

(1) AN AMOUNT AGREED ON BY THE PARTIES; OR

(2) (I) WITH RESPECT TO MERCHANDISE THAT IS STILL IN ITS ORIGINAL CONDITION, IS PART OF THE GRANTOR'S CURRENT PRODUCT LINE, AND WAS SHIPPED WITHIN 6 MONTHS OF THE CANCELLATION OR NONRENEWAL, THE PURCHASE PRICE PAID BY THE DISTRIBUTOR; AND

(II) WITH RESPECT TO ALL OTHER MERCHANDISE, INCLUDING SAMPLES, DISPLAY MODELS, AND DAMAGED MERCHANDISE, THE WHOLESALE FAIR MARKET VALUE OF THE MERCHANDISE LESS DEPRECIATION, OR THE PURCHASE PRICE PAID BY THE DISTRIBUTOR, WHICHEVER IS LESS.

(B) THE REPURCHASE REQUIREMENTS UNDER SUBSECTION (A) OF THIS SECTION SHALL BE COMPLETED WITHIN 30 DAYS AFTER THE EFFECTIVE DATE OF CANCELLATION OR NONRENEWAL, UNLESS THE PARTIES AGREE OTHERWISE.

(C) THE ~~REPURCHASE REQUIREMENTS~~ DISTRIBUTOR'S OPTION TO REPURCHASE UNDER SUBSECTION (A) OF THIS SECTION ~~DOES~~ DOES NOT APPLY IF THE REASON FOR CANCELLATION OR NONRENEWAL INCLUDES ANY OF THE REASONS LISTED IN § 11-1303(D) OF THIS SUBTITLE.

(D) REPURCHASE OF INVENTORY UNDER THIS SECTION IS NOT SUBJECT TO THE BULK TRANSFERS PROVISIONS OF TITLE 6 OF THIS ARTICLE.

11-1305.

(A) IF THE GRANTOR IDENTIFIED DEFICIENCIES ON THE PART OF THE DISTRIBUTOR IN THE NOTICE UNDER § 11-1303(B)(2)(II) OF THIS SUBTITLE AND IF A DISTRIBUTOR OPPOSES THE CANCELLATION OR NONRENEWAL OF AN AGREEMENT, THE DISTRIBUTOR SHALL BE PERMITTED TO ATTEMPT TO RESOLVE ITS DIFFERENCES WITH THE GRANTOR BY: