

(B) RECOVER SO MUCH OF THE RENT AND SECURITY AS HAS BEEN PAID AND IS JUST UNDER THE CIRCUMSTANCES;

(C) COVER AND RECOVER DAMAGES AS TO ALL GOODS AFFECTED WHETHER OR NOT THEY HAVE BEEN IDENTIFIED TO THE LEASE CONTRACT (§§ 2A-518 AND 2A-520), OR RECOVER DAMAGES FOR NONDELIVERY (§§ 2A-519 AND 2A-520);

(D) EXERCISE ANY OTHER RIGHTS OR PURSUE ANY OTHER REMEDIES PROVIDED IN THE LEASE CONTRACT.

(2) IF A LESSOR FAILS TO DELIVER THE GOODS IN CONFORMITY TO THE LEASE CONTRACT OR REPUDIATES THE LEASE CONTRACT, THE LESSEE MAY ALSO:

(A) IF THE GOODS HAVE BEEN IDENTIFIED, RECOVER THEM (§ 2A-522);
OR

(B) IN A PROPER CASE, OBTAIN SPECIFIC PERFORMANCE OR REPLEVY THE GOODS (§ 2A-521).

(3) IF A LESSOR IS OTHERWISE IN DEFAULT UNDER A LEASE CONTRACT, THE LESSEE MAY EXERCISE THE RIGHTS AND PURSUE THE REMEDIES PROVIDED IN THE LEASE CONTRACT, WHICH MAY INCLUDE A RIGHT TO CANCEL THE LEASE, AND IN § 2A-519(3).

(4) IF A LESSOR HAS BREACHED A WARRANTY, WHETHER EXPRESS OR IMPLIED, THE LESSEE MAY RECOVER DAMAGES (§ 2A-519(4)).

(5) SUBJECT TO THE PROVISIONS OF § 2A-407, A LESSEE, ON NOTIFYING THE LESSOR OF THE LESSEE'S INTENTION TO DO SO, MAY DEDUCT ALL OR ANY PART OF THE DAMAGES RESULTING FROM ANY DEFAULT UNDER THE LEASE CONTRACT FROM ANY PART OF THE RENT STILL DUE UNDER THE SAME LEASE CONTRACT.

2A-509. LESSEE'S RIGHTS ON IMPROPER DELIVERY; RIGHTFUL REJECTION

(1) SUBJECT TO THE PROVISIONS OF § 2A-510 ON DEFAULT IN INSTALLMENT LEASE CONTRACTS, IF THE GOODS OR THE TENDER OR DELIVERY FAIL IN ANY RESPECT TO CONFORM TO THE LEASE CONTRACT, THE LESSEE MAY REJECT OR ACCEPT THE GOODS OR ACCEPT ANY COMMERCIAL UNIT OR UNITS AND REJECT THE REST OF THE GOODS.

(2) REJECTION OF GOODS IS INEFFECTIVE UNLESS IT IS WITHIN A REASONABLE TIME AFTER TENDER OR DELIVERY OF THE GOODS AND THE LESSEE SEASONABLY NOTIFIES THE LESSOR.

2A-510. INSTALLMENT LEASE CONTRACTS REJECTION AND DEFAULT

(1) UNDER AN INSTALLMENT LEASE AGREEMENT, A LESSEE MAY REJECT ANY DELIVERY THAT IS NONCONFORMING IF THE NONCONFORMITY SUBSTANTIALLY IMPAIRS THE VALUE OF THAT DELIVERY AND CANNOT BE CURED