

NeweggMall.com Marketplace Selling Offenses & Prohibited Content

Merchants must abide by the following Community Rules.

At Newegg Mall, we want to keep our community safe and sound. All Newegg Mall Merchants have a responsibility, and are expected, to offer only safe, non-harmful and legal products. Merchants must conduct adequate due diligence and certify that the items sold to our customers, are safe and in compliance with all local, state, federal, and international laws. This applies to all products sold through NeweggMall.com.

If, for any reason, a product's material, quality, or other details are questionable, we may immediately remove or alter it. We reserve the right to substitute our judgment about whether or not products, contents and details are correct and appropriate; however, it is solely up to you, our trusted Merchant, to ensure the quality and safety of your products.

Please read the Rules below before transmitting any products to NeweggMall.com.

- **Age labelling.** Age labelling provides all consumers guidance for selecting proper products. Age labelling on products must be accurate.
- **Artwork.** Unauthorized copies or reproductions of works of art should not be used, sold, or advertised on this site. Of course, reproductions such as prints, poster, or exact replica are authorized, only if it does not violate or infringe upon any applicable intellectual property rights (such as a creator's copyright or trademark).

As a suggestion, when selling an exact replica painting, the words "Reproduction" or "Repro" should be included in the title and description to clearly indicate the work is a reproduction piece. With photography or art, full-frontal nudity is not permitted unless the item is "fine art". Amateur photos are not permitted.

- **Alcoholic beverages, brewers and distillers.** Since local, state, and national governments regulate the selling of alcoholic beverages, brewers and distillers, managing the sales of any alcoholic beverage and any other products relating to alcohol can be a legally complicated process. Consequently, we prohibit the selling of these items on our site.
- **Automotive.** Automotive components which NeweggMall.com does not carry include: engines, brakes, transmissions, exhaust systems, electrical, suspension, radiator, air conditioning, airbags, seat belts, or other products related to automotive drive train or safety. Permitted automotive parts should be in brand-new condition. We do not condone the use of additional parts or accessories on any vehicle in a manner inconsistent with any laws or the manufacturer's recommended specifications.
- **Charity or fundraising.** This matter is highly regulated by state and federal agencies. If you are interested in a charity or fundraising event with us, please email bizdev@neweggmall.com.
- **Child safety equipment and furniture.** Safety equipment should adhere to all federal and state safety regulations. In addition, any child safety equipment that is not approved for sale in the U.S. is not permitted on this site. Please refer to [SafetyBeltSafe U.S.A](#) for more information on car seats. For more information about recalled child safety equipment, please refer to the [National Highway Traffic Safety Administration \(NHTSA\)](#).

Unfortunately, some items (such as unsafe child restraint aides and older furniture) may present dangers to children, including strangulation and suffocation. As a result,

those items are strictly prohibited.

- **Consumable products.** Consumables are substances that can be used up and eventually need to be replaced, such as certain household items, food, beauty products, paper and toner. Any product that has already been used is not permitted for sale on this site. Any item that may be subject to the regulation or approval by [the U.S. Food and Drug Administration](#), or any affiliated agency, is strictly prohibited.
- **Copied media.** Duplicates, copies, dubs, or transfers of books, music, videos, television & radio programs, software, DVDs, etc., are prohibited. Copied media violates copyrights and trademarks. Just as you cannot sell a copied music CD without the copyright owner's consent, you cannot sell copies or duplicates of videos, music, software, photos, or any copyrighted material without written permission.
- **Describing drugs or drug-like substances.** Merchants must not mislabel or suggest or describe otherwise legal, unregulated substances (such as plants & herbs) for uses which may be illegal, misleading, or unscientifically tested and reviewed. Please do not make suggestions to ingest, inhale, or otherwise use a compound from a legal substance that would provide the same effect as an illegal drug or substance.
- **Fibers.** Since some materials (fibers) may cause allergic reactions, please be aware of which are the most common allergens. Fibers contaminated with mold, spores, etc., should not be sold on this site.
- **Firearms, ammunition, and weapons.** We do not authorize the selling of projectile and concussive weapons that employ gunpowder or explosives. This includes, but is not limited to: airguns, rifles, pistols shotguns, ammunition, fireworks and other firearms. Other prohibited items include: throwing stars & knives, gravity-assisted knives, spring-loaded knives, automatic knives, butterfly knives, switchblades, crossbows, hunting bows, BB guns, weighted clubs, nunchaku, brass knuckles, pellet guns, tasers, stun guns, pepper spray, mace, blowguns, weapons designed to be concealed and any other item deemed inappropriate for our marketplace. However, toys that fire soft rubber pellets or foam darts are permitted.
- **Fitness/recreational equipment.** Fitness and exercise pose an inherent risk to people who engage in it, since it requires the application of stress to the human body. All such equipment must be accompanied by user instructions and requisite warnings, and be safe and thoroughly tested.
- **Hazardous, restricted, and perishable items.** Goods such as explosives, radioactive materials, flammable gases, and toxic substances (lead paint and asbestos) pose a danger to health, safety, or property. Many states prohibit the sale of mercury-added products such as mercury thermometers and batteries. All products such as these are prohibited for sale on this site.
- **Human remains and body parts policy.** Humans, the human body, or any human body parts are prohibited from sale on NeweggMall.com, whether for bona-fide research or for other uses. NeweggMall.com does not permit the sale of Native American skulls, bones or other Native American grave-related items, as the sale of such items may violate federal law.
- **Illegal items.** Items sold on this site must comply with all applicable laws. Some items that may not be sold on our site include (but are not limited to): Cuban cigars, stock and securities, lock-picking devices, illicit drugs (such as narcotics, steroids, or other controlled substances), drug paraphernalia, prescriptive drugs and devices, lottery tickets (including grab bags and raffles), smart cards, and any product which could lead to the production of an illegal item or illegal conduct.

Over-the-counter products that adhere to all applicable federal, state, and local standards for sale to consumers are permitted. Certain electronic equipment, such

as scanners, cable descramblers, radar detectors, and other equipment regarded as unlawful, or otherwise subject to regulation, by the Federal Communications Commission (FCC) are not permitted.

- **Items that infringe upon an individual's privacy.** NeweggMall.com takes our customer's personal privacy very seriously. Products that infringe, or have potential to infringe, upon an individual's privacy are prohibited. Small, easily hidden transmitting devices are illegal to possess or sell under the Title 18, United States Code Section 2512. Their use also violates the law in several states and countries.

Also, any information used for marketing purposes (bulk e-mail lists, direct-mail marketing lists, etc.) is prohibited as well.

- **Items promoting illegal interests.** Items that encourage, publicize, aid or educate others to engage in illegal or potentially dangerous activities shall not be associated with, or sold on, NeweggMall.com. We may choose to remove products as requested by law enforcement to cooperate with any investigation or to prevent harm to NeweggMall.com and its members.
- **Ladders and scaffolding.** Ladders are sold as Type IA, Type I, Type II, or Type III ladders. Type IA (extra heavy duty), Type I (industrial), and Type II (commercial or handyman) ladders are not permitted for sale on this site.

Type III ladders are sold as "homeowner" or "consumer" ladders, and are rated for carrying 200 lbs. These types are allowed and must follow all ANSI standards.

- **Law requires review and labelling of art materials including children's art and drawing products.** This category includes but is not limited to: crayons, markers, chalk, paint sets, colored pencils, modelling clay and even certain tools. Safety rules must be followed. **Note that even products labelled 'non-toxic,' when used in a manner inconsistent with its labelling, can have harmful effects.*
- **Living plants/animals and unauthorized/illegal wildlife products.** The sale of living things and illegal wildlife products are prohibited. This includes any kind of pet or livestock. Also, the sale of unauthorized wildlife items is prohibited. This includes illegal animal by-products (horns, bones, feathers, organs, skins, etc.) of any animal prohibited by any law or international treaty, including all activities banned under the US Endangered Species Act, CITIES I, CITIES II, etc.

As with all products sold at NeweggMall.com, please be sure to conduct proper research to ensure that your product is in compliance with all laws. The sale of artificial plants and flowers is permitted.

- **Medical devices.** For the health and safety of NeweggMall.com users and to support all applicable laws, most medical devices are prohibited. Again, any item that may be subject to the regulation or the approval by [the U.S. Food and Drug Administration](#) or affiliated agency, is strictly prohibited.
- **Misleading advertisements.** NeweggMall.com and all its merchants attempt to be as accurate as possible. Please make sure that all product descriptions are accurate.
- **Offensive materials.** Our community consists of people from all over the world. We do not want to offend anyone in any way. Therefore, merchants may not sell items that promote or glorify hatred, violence, racial or religious intolerance, or items that encourage institutions with such views.
- **Promotional information.** Promotional items, including advance reading copies and uncorrected proofs of books, are prohibited. These items are distributed for promotional purposes and are not authorized for retail distribution or sale.

- **Products that are or have been recalled by the Consumer Product Safety Commission (CPSC).** The CPSC is a federal regulatory agency that is dedicated to certifying that safe consumer products are available to the public. NeweggMall.com wants to be sure that the products offered through our site are safe. Using recalled products can be a hazard to any person.

As with all products sold on NeweggMall.com, please be sure to do any appropriate research to ensure that your product is in compliance with all laws. Products that have been recalled by the CPSC are prohibited. For a comprehensive list of recalled items, please visit the [U.S. Consumer Product Safety Commission's website](#).

- **Mature audience products.** Pornography; home pornography; hard-core pornography, including magazines that depict graphic sexual acts; sexual aid devices; soiled undergarments; child and amateur porn; obscenity (bestiality, necrophilia, rape sex, incest or sex with graphic violence or degradation) and "adult-only" novelty items that are primarily sold through adult-only stores and erotic boutiques are not permitted. Prophylactic agents and other over-the-counter contraceptives may be sold.

Additionally, unrated erotica properly censored such as erotic graphics and magazines including the type obtainable at an average bookstore are also permitted. All product images and descriptions that include graphic titles and nudity must be adequately obscured with censor strips, so that our site may maintain its all-ages audience.

- **Poisons, Chemicals and Pesticides.** Strictly prohibited.
- **Stolen or fenced goods.** Strictly prohibited.
- **Replicas of trademarked products.** The retailing of unauthorized replicas, counterfeits, and knockoff items is not permitted.
- **Services.** Our marketplace is primarily for products. Services are not allowed to be offered or solicited. Examples include escort services, interior design, tax assistance, and housekeeping.
- **Teacher's Edition textbooks.** Textbooks and solutions manuals that are usually for use by teachers are prohibited from sale on NeweggMall.com. Electronic versions of these items are also prohibited.
- **Tobacco and tobacco products.** Cigars, cigarettes, raw tobacco, and other tobacco-related products are prohibited.
- **Tools.** Any tool (including power tools) that does not follow the Occupational Safety and Health Administration (OSHA) standards is prohibited from sale on this site. Liquid-fuel powered tools and powder-actuated tools are prohibited as well. Power tools without an appropriate safety switch, inferior quality or damaged tools are not permitted on this site.
- **Toys and clothing.** All toys and clothing must be safe, non-toxic, and non-harmful under any circumstances. Any type of used clothing or toys is prohibited, even if the item has been thoroughly cleaned and inspected. Please click on the [CSPC page](#) to view a list of toy recalls. For more information on toy-specific recalls, please be sure to visit the manufacturer's site.

Clothing meant to be sold to the general public must be compliant with the Flammable Fabrics Act. A lot of clothing merchandise has been recalled because it does not comply with the standards of this Act. NeweggMall.com strictly prohibits the

sale of defective or recalled items.

- **Unauthorized and unlicensed products.** All items including, but not limited to: small appliances, books and toys sold through the NeweggMall.com Marketplace, must be fully licensed and authorized versions. All items sold through this site must be commercially produced and authorized for distribution and licensed as a retail product.