

355.2A-202 Final expression -- Parol or extrinsic evidence. (Effective January 1, 2025)

Terms with respect to which the confirmatory memoranda of the parties agree or which are otherwise set forth in a record intended by the parties as a final expression of their agreement with respect to such terms as are included therein may not be contradicted by evidence of any prior agreement or of a contemporaneous oral agreement but may be explained or supplemented:

- (1) By course of dealing or usage of trade or by course of performance; and
- (2) By evidence of consistent additional terms unless the court finds the record to have been intended also as a complete and exclusive statement of the terms of the agreement.

Effective: January 1, 2025

History: Amended 2024 Ky. Acts ch. 10, sec. 16, effective January 1, 2025. -- Created 1990 Ky. Acts ch. 363, sec. 11, effective January 1, 1991.