7.7 Relationship of this Article 7 to Article 8.

The indemnities provided in this Article 7 are in addition to, but not in duplication of, the indemnities provided in Article 8 (Survival; General Indemnification). Sections 8.1 and 8.3 shall apply to claims subject to indemnification under this Article 7 to the extent provided therein. Where the provisions of Section 7.5 (Cooperation and Procedures) are applicable, the procedures set forth in Section 7.5, rather than Section 8.5, shall control.

ARTICLE 8
SURVIVAL; GENERAL INDEMNIFICATION

8.1 Survival.

(a) All claims and causes of action with respect to all of the representations, warranties, covenants and agreements of Dana contained in this Agreement shall survive until the second anniversary of the Closing Date, except that all claims and causes of action with respect to (A) the representations and warranties in (i) Sections 3.1 (Organization and Qualification), 3.2 (Capitalization; Title), 3.3 (Corporate Authorization), and 3.6 (Binding Effect) shall have no expiration date and shall survive indefinitely and (ii) Section 2.3(e) (Limitations on Taxes Assumed in Asset Purchases) and Article 7 (Tax Matters) shall survive for the applicable statute of limitations (including extensions) plus a period of thirty (30) days, (B) the Excluded Assets and Excluded Liabilities shall have no expiration date and shall survive indefinitely (except with respect to Other Taxes that are Excluded Liabilities, which shall survive for the applicable statute of limitations (including extension) plus a period of thirty (30) days) and (C) Pre-Closing Environmental Liabilities shall survive until the fifth anniversary of the Closing Date. All claims and causes of action with respect to the representations, warranties, covenants and agreements of Purchaser contained in this Agreement shall have no expiration date and shall survive indefinitely.

(b) In the event notice of any claim for indemnification for breach of a representation, warranty, covenant or agreement under Section 8.2 (Indemnification by Purchaser) or Section 8.3 (Indemnification by Dana) is given (within the meaning of Section 10.1 (Notices)) within the applicable survival period, the cause of action that is the subject of such indemnification claim shall survive until such time as such claim is finally resolved.