

## SPORTS AND RECREATION AGREEMENT AND RELEASE OF LIABILITY

In consideration to participate in the activities and programs offered at Malashock Dance by specialty apparatus (cyr coaches) on or off premise.

Sam Tribble, Courtney Giannone and associates (hereafter Cyr Coaches) and to use its facilities and equipment, I do hereby for myself, my heirs, executors and administrators, waive, release, and forever discharge Worcester Polytechnic Institute (hereafter cyr coaches), its' employees and agents, from any causes of action, claims, liabilities or demands of any nature whatsoever, including but not limited to a claim of negligence, for personal injury, bodily injury, property damage, death or accident of any kind, arising out of or in any way relating to my participation in activities or programs, and/or use of equipment or facilities in the Sports and Recreation Center, whether by the negligence of WPI or otherwise. I further agree not to sue, and agree to indemnify and hold harmless WPI from any and all causes of action, claims, demands, losses or costs, including attorneys' fees, of any nature whatsoever arising out of or in any way relating to my participation in activities or programs, and/or use of equipment or facilities in the Sports and Recreation Center.

(Please initial \_\_\_\_\_ )

I understand and am aware that strength, flexibility and aerobic exercises, including the use of exercise equipment and any Sports and training facility, are potentially hazardous activities. I also understand that physical fitness activities involve a risk up to and including death and that I am voluntarily participating in these activities and using equipment and facilities with knowledge of the dangers involved. I do hereby declare that I do not pose a significant risk to my or others' health and safety in my pursuit of physical activity, including use of equipment and/or facilities and/or participation in activities or programs. I acknowledge that I have either had a physical examination and have been given my physician's permission to participate or that I have decided to participate in activity and/or use of equipment and facilities without the approval of my physician; in either case, I do hereby voluntarily assume all risks and responsibility for my participation in activities and utilization of equipment and facilities. I agree to limit my participation to reflect my personal fitness level. I hereby agree to expressly assume and accept any and all risk of injury and/or death. I further agree that if I do not act in accordance with this agreement and with the rules and regulations governing usage of the training facility I may not be permitted to continue to use the facilities or participate in any activities or programs.

(Please initial\_\_\_\_\_ )

I hereby consent to and permit emergency treatment in the event of illness or injury while using the equipment or facilities and/or while participating in the activities and programs of the Sports and Recreation Center facilities.

(Please initial\_\_\_\_\_ )

My signature below indicates that I have read, understood, and freely signed this agreement. I further certify that I am at least eighteen years of age, or, if under eighteen years of age, my parent or legal guardian has signed on my behalf, and that I am otherwise legally competent to sign this agreement. I further understand that the terms of this agreement are legally binding. This agreement shall be construed and enforced in accordance with the laws of California, and I consent to the jurisdiction

of said state. If any portion of this agreement is held invalid, it is agreed that the balance shall continue in full legal force and effect.

(Please initial \_\_\_\_\_ )

- 1.
- 2.
- 3.
- 4.
- 5.

I have read and understand the above provisions and agree to be bound by them, as indicated by my signature below.

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Signature Parent or Guardian Signature (if participant under 18)

Print Name \_\_\_\_\_ Print

Name \_\_\_\_\_

Date \_\_\_\_\_

NOTE: All participants must read and sign this form. Individuals under 18 must also have a legal guardian read and sign. Children under 14 years of age are not eligible to utilize the facilities other than for special events or programs.