

BAYLOR

U N I V E R S I T Y

MEMORANDUM

September 24, 2008

TO: Robert Graham
Student Life

FROM: Mr. Christopher Holmes
Assistant General Counsel



RE: RELEASE FORMS

Attached please find the release forms for use in connection with the "Head of the Brazos Regatta" event (a rowing competition between regional universities on the Brazos River) to be held on October 11, 2008 at Bledsoe Miller Park in Waco, Texas. Form E should be signed by individuals who are age 18 or older. Form D is for minors and should only be signed by their parent or legal guardian. Each participant should sign a release; therefore, you will want to photocopy the appropriate number of forms necessary for this activity.

Please take care to observe the following rules. First, it is important that the releases remain on a separate sheet of paper.

Second, the release forms should be **signed in ink** and should **not** be altered in any way. If an individual refuses to sign a release, the individual should not be allowed to participate in the event.

At least three business days prior to the event, review all forms to ensure that they have been properly executed (in ink) and have not been altered in any way. If any form has been altered or has not been properly executed, contact the Office of General Counsel immediately. Complete the participant list (available at <http://www.baylor.edu/content/services/document.php/20486.pdf>), listing all participants, and attach the participant list to the top of the properly executed release forms. Please hand-deliver the forms **three business days BEFORE the event to the OFFICE OF RISK MANAGEMENT, 229-L Sid Richardson Science Building** for safekeeping. Should the event be canceled or if you need to discuss details of submitting the forms, please notify the Risk Management Office at (254)710-8990. Please do NOT return the signed forms through campus mail.

If you wish to discuss this further, please give me a call. Thank you for your consideration.

CWH/jem
Enclosures

xc: Mr. Warren Ricks, Risk Management

OFFICE OF GENERAL COUNSEL

One Bear Place #97034 • Waco, Texas 76798-7034 • OFFICE: (254) 710-3821 • FAX: (254) 710-3843

FORM D: PARENT/LEGAL GUARDIAN RELEASE

**BY SIGNING THIS DOCUMENT, YOU ARE WAIVING CERTAIN LEGAL RIGHTS.
READ CAREFULLY BEFORE SIGNING.***

GENERAL RELEASE AND INDEMNITY AGREEMENT

I hereby represent that I am the parent or legal guardian of _____, "PARTICIPANT", who is under the age of 18. For and in consideration of the **"Head of the Brazos Regatta" event (a rowing competition between regional universities on the Brazos River) to be held on October 11, 2008 at Bledsoe Miller Park in Waco, Texas**, hereinafter referred to as **"EVENT"**, sponsored by Baylor University, I hereby expressly assume all the risks associated with the **EVENT**, and I release Baylor University, its regents, officers, employees, students, and agents from all claims, demands, suits, causes of action, or judgments which PARTICIPANT or I ever had, now have, or may have in the future or which our heirs, executors, administrators, or assigns may have, or claim to have against Baylor University, its regents, officers, employees, students, or agents, arising out of or in any way connected with the **EVENT**, for all personal injuries, known or unknown, property damages, or claims for wrongful death, caused by the

ACTS, OMISSIONS OR NEGLIGENCE

of Baylor University, its regents, officers, employees, students, or agents.

I FURTHER AGREE TO INDEMNIFY AND HOLD HARMLESS BAYLOR UNIVERSITY, ITS REGENTS, OFFICERS, EMPLOYEES, STUDENTS, AND AGENTS FROM ALL CLAIMS, DEMANDS, SUITS, CAUSES OF ACTION, OR JUDGMENTS WHICH PARTICIPANT OR I EVER HAD, NOW HAVE, OR MAY HAVE IN THE FUTURE OR WHICH OUR HEIRS, EXECUTORS, ADMINISTRATORS, OR ASSIGNS MAY HAVE, OR CLAIM TO HAVE AGAINST BAYLOR UNIVERSITY, ITS REGENTS, OFFICERS, EMPLOYEES, STUDENTS, OR AGENTS, ARISING OUT OF OR IN ANY WAY CONNECTED WITH THE EVENT, FOR ALL PERSONAL INJURIES, KNOWN OR UNKNOWN, PROPERTY DAMAGES, OR CLAIMS FOR WRONGFUL DEATH, CAUSED BY THE

ACTS, OMISSIONS OR NEGLIGENCE

OF BAYLOR UNIVERSITY, ITS REGENTS, OFFICERS, EMPLOYEES, STUDENTS, OR AGENTS, AND ON BAYLOR'S BEHALF AND IN BAYLOR'S NAME DEFEND AT MY OWN EXPENSE ANY SUCH CLAIMS, DEMANDS, SUITS, CAUSES OF ACTION OR JUDGMENTS DESCRIBED ABOVE.

I have read and executed this document with full knowledge of its legal significance.

BY:

PARENT/LEGAL GUARDIAN SIGNATURE (in INK)

DATE

Parent/Legal Guardian Name Printed: _____

*If you are a Baylor employee or a dependent of a Baylor employee, this release shall not be construed to deny any valid direct or first party insurance claims which you or PARTICIPANT may have relating to possible death or to any injuries you or PARTICIPANT may sustain while participating in the **EVENT**.

(FORM D) REVISED 01.15.04

FORM E: PARTICIPANT RELEASE

**BY SIGNING THIS DOCUMENT, YOU ARE WAIVING CERTAIN
LEGAL RIGHTS. READ CAREFULLY BEFORE SIGNING.***

GENERAL RELEASE AND INDEMNIFICATION AGREEMENT

For and in consideration of Baylor University permitting me, "PARTICIPANT", to participate voluntarily in the **"Head of the Brazos Regatta" event (a rowing competition between regional universities on the Brazos River) to be held on October 11, 2008 at Bledsoe Miller Park in Waco, Texas**, sponsored by Baylor University, I hereby expressly assume all the risks associated with the **EVENT**, and I release Baylor University, its regents, officers, employees, students, and agents from all claims, demands, suits, causes of action, or judgments which I ever had, now have, or may have in the future or which my heirs, executors, administrators, or assigns may have, or claim to have against Baylor University, its regents, officers, employees, students, or agents, arising out of or in any way connected with the **EVENT**, for all personal injuries, known or unknown, property damages, or claims for wrongful death, caused by the

ACTS, OMISSIONS, OR NEGLIGENCE

of Baylor University, its regents, officers, employees, students, or agents.

I FURTHER AGREE TO INDEMNIFY AND HOLD HARMLESS BAYLOR UNIVERSITY, ITS REGENTS, OFFICERS, EMPLOYEES, STUDENTS, AND AGENTS FROM ALL CLAIMS, DEMANDS, SUITS, CAUSES OF ACTION, OR JUDGMENTS WHICH I EVER HAD, NOW HAVE, OR MAY HAVE IN THE FUTURE OR WHICH MY HEIRS, EXECUTORS, ADMINISTRATORS, OR ASSIGNS MAY HAVE, OR CLAIM TO HAVE AGAINST BAYLOR UNIVERSITY, ITS REGENTS, OFFICERS, EMPLOYEES, STUDENTS, OR AGENTS, ARISING OUT OF OR IN ANY WAY CONNECTED WITH THE EVENT, FOR ALL PERSONAL INJURIES, KNOWN OR UNKNOWN, PROPERTY DAMAGES, OR CLAIMS FOR WRONGFUL DEATH, CAUSED BY THE

ACTS, OMISSIONS, OR NEGLIGENCE

OF BAYLOR UNIVERSITY, ITS REGENTS, OFFICERS, EMPLOYEES, STUDENTS, OR AGENTS, AND ON BAYLOR'S BEHALF AND IN BAYLOR'S NAME, DEFEND AT MY OWN EXPENSE ANY SUCH CLAIMS, DEMANDS, SUITS, CAUSES OF ACTION, OR JUDGMENTS DESCRIBED ABOVE.

I have read and executed this document with full knowledge of its legal significance.

By:

PARTICIPANT SIGNATURE (in INK)

DATE

Name Printed: _____

*If you are a Baylor employee or a dependent of a Baylor employee, this release shall not be construed to deny any valid direct or first party insurance claims which you may have relating to possible death or to any injuries you may sustain while participating in the **EVENT**.

(FORM E) REVISED 01.15.04