

## Team JAF Contract Terms and Conditions for the 2021 ASICS Falmouth Road Race

I acknowledge that I derive personal satisfaction and benefit by virtue of my participation and/or voluntarism with, through and for Joe Andruzzi Foundation (“JAF”).

**Race Format:** At the present time the 2021 ASICS Falmouth Road Race is being hosted as the Virtual A-Home Edition taking place August 7-14, 2021 with the potential of an additional in-person race that will be determined according to the state and local official, CDC guidelines, Falmouth Public Safety Officials and FRR, Inc. Board of Directors.

The Falmouth Road Race potential race scenarios for 2021 is as follows:

- In-person event on Sunday, August 15, 2021 (with a potentially reduced field size)
- Hybrid event (virtual At-Home Edition and an in-person with a reduced field size)
- Virtual At-Home Edition (fully virtual)

If the in person Falmouth Road Race is able take place, JAF plans to host a in person “Falmouth Road Race North” event on Saturday, August 14, 2021 as an option for all 2021 Team JAF members to participate in.

I agree to participate and fulfill my commitment to raise the minimum funds as stated for the JAF regardless of the race format.

**Registration:** If your Falmouth Road Race application is accepted by Team JAF, you will receive an online link to register directly through the Asics Falmouth Road Race/Race Roster website.

**Covid-19 Safety Information:** While participating in events with, through, held by, or sponsored by JAF “social distancing” must be practiced and face coverings worn at all times to reduce the risks of exposure to COVID-19. Because COVID-19 is extremely contagious and is spread mainly from person-to-person contact, JAF has put in place preventative measures to reduce the spread of COVID-19. However, JAF cannot guarantee that its participants, volunteers, partners, or others in attendance will not become infected with COVID-19.

In light of the ongoing spread of COVID-19, individuals who fall within any of the categories below should not engage in JAF events and/or other face-to-face fundraising activities. By attending an JAF event, you certify that you do not fall into any of the following categories:

1. Individuals who currently or within the past fourteen (14) days have experienced any symptoms associated with COVID-19, which include fever, cough, and shortness of breath among others;
2. Individuals who have traveled at any point in the past fourteen (14) days either internationally or to a community in the U.S. that has experienced or is experiencing sustained community spread of COVID-19; or
3. Individuals who believe that they may have been exposed to a confirmed or suspected case of COVID-19 or have been diagnosed with COVID-19 and are not yet cleared as non-contagious by state or local public health authorities or the health care team responsible for their treatment.

### **Duty to Self-Monitor:**

Participants and volunteers agree to self-monitor for signs and symptoms of COVID-19 (symptoms

typically include fever, cough, and shortness of breath) and, contact Gillian at JAF - gillian@joeandruzzifoundation.org if he/she experiences symptoms of COVID-19 within 14 days after participating or volunteering with JAF.

**Release and Waiver:** I HEREBY RELEASE, WAIVE AND FOREVER DISCHARGE ANY AND ALL LIABILITY, CLAIMS, AND DEMANDS OF WHATEVER KIND OR NATURE AGAINST THE JOE ANDRUZZI FOUNDATION AND ITS AFFILIATED PARTNERS AND SPONSORS, INCLUDING IN EACH CASE, WITHOUT LIMITATION, THEIR DIRECTORS, OFFICERS, EMPLOYEES, VOLUNTEERS, AND AGENTS (THE "RELEASED PARTIES"), EITHER IN LAW OR IN EQUITY, TO THE FULLEST EXTENT PERMISSIBLE BY LAW, INCLUDING BUT NOT LIMITED TO DAMAGES OR LOSSES CAUSED BY THE NEGLIGENCE, FAULT OR CONDUCT OF ANY KIND ON THE PART OF THE RELEASED PARTIES, INCLUDING BUT NOT LIMITED TO DEATH, BODILY INJURY, ILLNESS, EXPOSURE TO COVID-19, COVID-19 INFECTION, ECONOMIC LOSS OR OUT OF POCKET EXPENSES, OR LOSS OR DAMAGE TO PROPERTY, WHICH I, MY HEIRS, ASSIGNEES, NEXT OF KIN AND/OR LEGALLY APPOINTED OR DESIGNATED REPRESENTATIVES, MAY HAVE OR WHICH MAY HEREINAFTER ACCRUE ON MY BEHALF, WHICH ARISE OR MAY HEREAFTER ARISE FROM MY PARTICIPATION WITH THE ACTIVITY. THIS RELEASE AND WAIVER IS GOVERNED BY THE LAWS OF THE COMMONWEALTH OF MASSACHUSETTS. I HAVE CAREFULLY READ THIS RELEASE AND WAIVER AND UNDERSTAND ITS CONTENTS. I AM AWARE THAT I AM RELEASING CERTAIN LEGAL RIGHTS THAT I OTHERWISE MAY HAVE AS A CONDITION OF THE PARTICIPATION IN THE 2021 FALMOUTH ROAD RACE THROUGH JOE ANDRUZZI FOUNDATION.

**Name and Photograph Agreement:** I also grant permission for use of my name and/or photograph or voice in broadcast, telecast, print or any other account of this event and agree to waive any compensation for such use.

**Fundraising Contribution Agreement:** I agree to collect a minimum of \$1,000 (\$500 for own entry) for JAF by Wednesday, August 11, 2021 regardless of the race format or any foreseen or unforeseen reason or event that would preclude me from participating in the race. If I have not reached the amount in donations by that date, I will personally be responsible for the balance owed. I declare that I have exercised my own judgment in signing this agreement and I further declare that the decision to sign this agreement is my own.

In the situation of a runner who defaults on this agreement and their credit card is not valid for any reason, JAF reserves the right to pursue collection of the debt and the runner will be responsible for any and all legal fees incurred by JAF with this collection process.

Donations raised and received by our office will not be refunded.

**Matching Gift Policy:** Many companies match employees' charitable contributions. You can check with your employer to see if your company has this program and ask donors if their employer has matching gifts. Matching gifts may be applied to the fundraising minimum if received by Wednesday, August 11, 2021. It is your responsibility to contact the company to provide all matching gift information and ensure that the gift is processed. (Policy should be with the section on gift matching)