

# Release and Assumption of Risk

RELEASE AND WAIVER OF LIABILITY, ASSUMPTION OF RISK, INDEMNITY AND PARENTAL CONSENT AGREEMENT

("Agreement") for 2nd Annual Tour de Park - Linn Hendershot Memorial Bike Ride for Kids of All Abilities (this form is to only be used for Individual Adults or for Adults on behalf of Minors) IN CONSIDERATION of being permitted to participate in any way in MIHI, Inc. / Project Lifesaver sponsored Bicycling Activities ("Activity") I, for myself, my personal representatives, assigns, heirs, and next of kin: 1. ACKNOWLEDGE, agree, and represent that I understand the nature of Bicycling Activities and that I am qualified, in good health, and in proper physical condition to participate in such Activity. I further acknowledge that the Activity will be conducted over public roads and facilities open to the public during the Activity and upon which the hazards of traveling are to be expected. I further agree and warrant that if, at any time, I believe conditions to be unsafe, I will immediately discontinue further participation in the Activity.

2. FULLY UNDERSTAND that (a) BICYCLING ACTIVITIES INVOLVE RISKS AND DANGERS OF SERIOUS BODILY INJURY, INCLUDING PERMANENT DISABILITY, PARALYSIS AND DEATH ("Risks"); (b) these Risks and dangers may be caused by my own actions or inactions, the actions or inactions of others participating in the Activity, the conditions in which the Activity takes place, or THE NEGLIGENCE OF THE "RELEASEES" NAMED BELOW; (c) there may be OTHER RISKS AND SOCIAL AND ECONOMIC LOSSES either not known to me or not readily foreseeable at this time; and I FULLY ACCEPT AND ASSUME ALL SUCH RISKS AND ALL RESPONSIBILITY FOR LOSSES, COSTS, AND DAMAGES I may incur as a result of my participation in the Activity.

3. HEREBY RELEASE, DISCHARGE, AND COVENANT NOT TO SUE MIHI, Inc. / Project Lifesaver, its respective administrators, directors, agents, officers, members, volunteers, and employees, other participants, any sponsors, advertisers, and, if applicable, owners and lessors of premises on which the Activity takes place, (each considered one of the "RELEASEES" herein) FROM ALL LIABILITY, CLAIMS, DEMANDS, LOSSES, OR DAMAGES ON MY ACCOUNT CAUSED OR ALLEGED TO BE CAUSED IN WHOLE OR IN PART BY THE NEGLIGENCE OF THE "RELEASEES" OR OTHERWISE, INCLUDING NEGLIGENT RESCUE OPERATIONS. And, I FURTHER AGREE that if, despite this RELEASE AND WAIVER OF LIABILITY, ASSUMPTION OF RISK, AND INDEMNITY AGREEMENT I, or anyone on my behalf, makes a claim against any of the Releasees, I WILL INDEMNIFY, SAVE, AND HOLD HARMLESS EACH OF THE RELEASEES FROM any litigation expenses, attorney fees, loss, liability, damage, or cost which any may incur as the result of such claim. I HAVE READ AND UNDERSTAND THE TERMS OF THIS AGREEMENT, UNDERSTAND THAT I AM GIVING UP SUBSTANTIAL RIGHTS BY SIGNING THIS AGREEMENT, HAVE SIGNED IT VOLUNTARILY AND WITHOUT ANY INDUCEMENT OR ASSURANCE OF ANY NATURE AND INTEND IT TO BE A COMPLETE AND UNCONDITIONAL RELEASE OF ALL LIABILITY TO THE GREATEST EXTENT ALLOWED BY LAW. I AGREE THAT IF ANY PORTION OF THIS AGREEMENT IS HELD TO BE INVALID, THE BALANCE, NOTWITHSTANDING, SHALL CONTINUE IN FULL FORCE AND EFFECT.

AND I, THE MINOR'S PARENT AND/OR LEGAL GUARDIAN, UNDERSTAND THE NATURE OF BICYCLING ACTIVITIES AND THE MINOR'S EXPERIENCE AND CAPABILITIES AND BELIEVE THE MINOR TO BE QUALIFIED, IN GOOD HEALTH, AND IN PROPER PHYSICAL CONDITION TO PARTICIPATE IN SUCH ACTIVITY. I HEREBY RELEASE, DISCHARGE, COVENANT NOT TO SUE, AND AGREE TO INDEMNIFY AND SAVE AND HOLD HARMLESS EACH OF THE RELEASEES FROM ALL LIABILITY, CLAIMS, DEMANDS, LOSSES, OR DAMAGES ON THE MINOR'S ACCOUNT CAUSED OR ALLEGED TO BE CAUSED IN WHOLE OR IN PART BY THE NEGLIGENCE OF THE "RELEASEES" OR OTHERWISE, INCLUDING NEGLIGENT RESCUE OPERATIONS AND FURTHER AGREE THAT IF, DESPITE THIS RELEASE, I, THE MINOR, OR ANYONE ON THE MINOR'S BEHALF MAKES A CLAIM AGAINST ANY OF THE RELEASEES NAMED ABOVE, I WILL INDEMNIFY, SAVE, AND HOLD HARMLESS EACH OF THE RELEASEES FROM ANY LITIGATION EXPENSES, ATTORNEY FEES, LOSS LIABILITY, DAMAGE, OR COST ANY MAY INCUR AS THE RESULT OF ANY SUCH CLAIM.

DATE: \_\_\_\_\_

PARTICIPANT'S NAME (PRINTED): \_\_\_\_\_

BIRTH DATE: \_\_\_\_\_

PARENT/GUARDIAN NAME if minor (PRINTED): \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

EMAIL: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_

STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

PHONE: \_\_\_\_\_

This is a fun ride - NO racing allowed

# What is Project Lifesaver?

PLS is one of many programs Linn Hendershot and MIHI, Inc. have brought to Washington County. PLS provides rapid response to missing persons with autism, Alzheimer's, Down syndrome and other brain-related disorders.

Those at-risk wear a tamper-proof transmitter that emits a silent radio signal. By forming partnerships with local law enforcement and public safety organizations MIHI, Inc has trained and equipped these agencies with state-of-the-art tracking equipment. Deploying this equipment has reduced search times from hours and days to only minutes!

Ride begins at the soccer field next to Hagerstown Ice and Sports Complex

## Directions to the ride:

From I-81 North or South  
(Harrisburg, PA or Martinsburg, W.V.)  
I-81 to exit 6A (US 40 E)  
Go through downtown Hagerstown  
Left on Cleveland Ave  
Go through 3 traffic lights  
Turn right at Fairgrounds Park  
The rink is the next driveway on the left

From I-70 East or West  
I-70 to Exit 32B (Rt 40 W)  
Rt 40 West to Cleveland Ave  
Right on Cleveland Ave  
Go through 3 traffic lights  
The road turns right at Fairgrounds Park  
The rink is the next driveway on the left

2nd Annual Tour de Park  
Linn Hendershot Memorial  
Kids\* Bike Ride (or walk)

\*Ages 1-15 +  
persons with disabilities.



A bike ride and fundraiser for kids of all abilities to benefit Project Lifesaver  
Registration is FREE!!

You do not need to raise money to participate, only to be eligible for prizes. (minimum of \$50 raised)  
Bring your bike, trike, wheelchair or similar mode of transportation to participate in Tour de Park.

Saturday, September 12, 2009  
8:00am - 12:00pm  
Hagerstown Fairgrounds, MD

[www.active.com/donate/TourdePark09](http://www.active.com/donate/TourdePark09)

Rain or Shine

## Extra Incentives!

Feel good about your fundraising efforts supporting Project Lifesaver and at the same time earn Tour de Park gear!

### Extra Prizes!!!

\$25 Event t-shirt (by raising \$25 you will fund one month's supplies for a Project Lifesaver Participant!!)

\$50 Eligible for fundraising prizes, event t-shirt and water bottle (provides 2 month's supplies for a Project Lifesaver Participant!)

\$150 Above items and 2 movie tickets (covers half the cost of a transmitter for a Project Lifesaver Participant!)

## Fundraising Prizes!

### PRIZES

#### Grand Prize

HP Touch Smart TX2 - Touch Screen Laptop

#### 2nd Prize

Nintendo DSi package or Party at \* Pump It Up

#### 3rd Prize

Chuck E. Cheese Pizza Party for 10 with game tokens!

\* Pump It Up - Pump It Up features large oversized inflatables (bounce houses, slides, obstacle courses and more). Invite up to 14 of your friends to enjoy fun-filled hours of inflatable playtime.

Ride or walk through the Hagerstown Fairgrounds paved bike path with small hills and curves. We have 2K, 4K, 10K and Mini-K tour options!

2K=1 lap      4K=2 laps      10K=5 laps

Mini K=50 yards flat paved ride for tikes on trikes or persons with disabilities.

Ride begins 8:00 am at Hagerstown Ice and Sports Complex.

## Registration

Mail-in or Online registration by September 10th

[www.active.com/donate/TourdePark09](http://www.active.com/donate/TourdePark09)

Choose "Become a fundraiser" to create your own fundraising web site!!!

### Participant Info

Name: \_\_\_\_\_

Street: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Email: \_\_\_\_\_

Age: \_\_\_\_\_ Disabled? Yes / No

Persons with a disability may be over the age of 15

Guardian's Name: \_\_\_\_\_

Phone: \_\_\_\_\_

#### Helmets Required for Riders

This is a fun ride - no racing allowed

- |                          |             |            |      |
|--------------------------|-------------|------------|------|
| <input type="checkbox"/> | 2K Tour     | (8:00 am)  | Free |
| <input type="checkbox"/> | 4K Tour     | (8:30 am)  | Free |
| <input type="checkbox"/> | 10K Tour    | (9:00 am)  | Free |
| <input type="checkbox"/> | Mini-K Tour | (10:00 am) | Free |

Amount enclosed: \$ \_\_\_\_\_

checks payable to: MIHI, Inc

P.O. Box 3511

Hagerstown, MD 21742

Registration is FREE

- Registration opens at 7:00 am for all rides and closes at 8:00 am.
- Registration and all events start and finish at Hagerstown Ice and Sports Complex
- To be eligible for PRIZES you must raise a minimum of \$50.

For further information contact:

Lynn Deibert 240-520-0333

[www.active.com/donate/TourdePark09](http://www.active.com/donate/TourdePark09)

[projectlifesaver@mihi.org](mailto:projectlifesaver@mihi.org)