

LIABILITY WAIVER AND RACE AGREEMENT

I, _____, with stated postal and residence indicated in accompanying form, hereby confirm and declare that:

1. I am participating in the Thunder Run to be held on September 26, 2010 of my own free will, desire and volition.

2. I hereby represent and warrant that I am physically fit to participate and take part in the marathon and have no known illness, physical defect or adverse medical condition that would render me unfit to participate in the marathon. Should I subsequently discover any illness, physical defect or adverse medical condition that would render me unfit to participate in the marathon, I shall advise the race organizers in writing and I shall accordingly refrain from the participating in the marathon.

3. I hereby authorize the race organizer and/or the race sponsor to use my name, photographs and interviews in connection with the marathon in broadcast, print and digital media, videotapes, etc. without any monetary consideration.

4. I understand that if and when my identity is challenged by the race organizer, it is my responsibility to prove my identity.

5. I agree to abide by the decision of the race organizers on any issue relative to my participation in the marathon, including but not limited to falls, contact with other participants, declaration of the winner, effects of weather, including heat and humidity, traffic, race conditions, and other factors that are related to the marathon.

6. I declare that I understand the conditions of the activity I have entered, will abide by its rules and regulations and that all above details are true and correct. I am aware and accept that all participants enter at their own risk. Accordingly, on behalf of myself, my heirs, and executors, I hereby waive and release all rights and claims for damages I may have against Empire Entertainment, Sky High Prestige Inc, Thunderbird Resorts, East Bay Resorts Inc., their providers, sponsors and contributors for any illness, injury, death, damage or loss I may sustain during or as a consequence of the activity.

I hereby declare that I have read and understood this Declaration of Fitness and Waiver and I have executed this document willingly and voluntarily.

IN WITNESS THEREOF, I have hereunto set my hand this ____ day of _____ 2010 at

PRINTED NAME AND SIGNATURE

PARENTAL CONSENT (For Minor Participants)
