



**INDEMNIFICATION, HOLD HARMLESS AND RELEASE AGREEMENT**

1. Parties: When signed, this Indemnification, Hold Harmless, and Release Agreement will constitute an agreement between the Tampa Bay Performing Arts Center, Inc. DBA David A. Straz, Jr. Center for the Performing Arts, its officers, employees, and volunteers, hereinafter referred to as "Straz", and \_\_\_\_\_, his/her relatives and guardians, hereinafter referred to as "Participant", with regard to the Florida State Thespian Festival held March 17-21, 2020 and any of the Zay Weaver Aerial Hammock workshops held in the TECO Theater at the Florida State Thespian Festival.

2. The Participant agrees to release, indemnify and hold the Straz harmless from and against any and all damage of any nature whatsoever and all loss, cost or expense whatsoever resulting from any claim, demand, action, cause of action or suit arising from or relating to the use of the facilities in any manner whatsoever, and the Participant shall, at the Straz's request, undertake in their name the defense of all actions arising from such occurrence while the Straz is a defendant. The Participant shall also pay all costs, damages, expenses and reasonable attorney's fees incurred by the Straz in connection with any such claims and shall not settle any such claim against the Straz without the consent of the Straz, which consent shall not be unreasonably withheld. In the alternative, the Straz may undertake its own defense, but such undertaking shall not limit the Participant's obligation to pay all costs, expenses and damages, if any, associated therewith.

3. This agreement may not be amended or modified except by another written instrument signed by the party or parties to be bound thereby.

4. This agreement shall be interpreted, construed and enforced in accordance with the laws of the State of Florida, and the parties hereto agree that venue is proper only in Hillsborough County, Florida.

5. The Straz shall not hold harmless or indemnify the Participant for any liability whatsoever.

6. In the event any provision of this agreement is held to be unenforceable for any reason, the unenforceability thereof shall not effect the remainder of the agreement which shall remain in full force and effect and shall remain enforceable in accordance with the terms hereof.

7. Each of the undersigned persons represents and warrants that he or she is authorized to execute this Agreement on behalf of the respective party, and that he or she has the full power and authority to bind such party to each and every provision of this agreement.

IN WITNESS WHEREOF, the parties have caused this Indemnification, Hold Harmless and Release Agreement to be executed by their duly authorized representative on the dates herein subscribed.

Tampa Bay Performing Arts Center, Inc. DBA  
David A. Straz, Jr. Center for the Performing Arts  
By:  
Date: \_\_\_\_\_

\_\_\_\_\_  
Legal Guardian Signature  
Print: \_\_\_\_\_  
Date: \_\_\_\_\_  
\_\_\_\_\_

Participant Signature

Print: \_\_\_\_\_

Date: \_\_\_\_\_