

Costa Mesa Aquatics Club

AGREEMENT AUTHORIZING PARTICIPATION WAIVER AND RELEASE OF LIABILITY

Participant's Full Legal Name: _____

Date of Birth: ____/____/____ (Mo/Date/ Year)

The named participant is under the age of 18, and I am the parent or legal guardian of this minor authorized to sign and approve this waiver and release of liability and give my permission for this minor to participate in the activities of the Costa Mesa Aquatics Club. These activities can include dryland exercises, receiving swim instruction in a private facility, other equipment, and swimming.

I am authorizing the above-named minor to participate in the above activities knowing that State of California residents are currently subject to a Stay-At-Home order due to the COVID-19 pandemic. I am fully aware of the safety recommendations by the State of California and the County of Orange Health Department, including the requirement that I and my child must maintain social distancing of at least 6 feet from other participants and wear a face mask when entering, leaving, using the restroom facilities, and any other common area of the NMUSD facilities and/or any facilities designated for training, public or private.

I represent that:

- I and my child are not experiencing symptoms of COVID-19, such as a dry cough, fever, shortness of breath or difficulty breathing, chills, repeated shaking with chills, muscle pain, headache, sore throat, or new loss of sense of smell and/or taste.
- I have not been advised by a physician that myself or my child are COVID-19 positive.
- My child is physically able to engage in the activity while following all the rules of CMAC and private lessons.
- I understand that if I or my child are sick and exhibit symptoms of the COVID-19 virus we are not to enter CMAC, NMUSD Facilities or any other facilities that we may be utilizing nor participate in activities.

In consideration for my child or myself participation in the activity, I agree as follows:

1. **Assumption of Risk** I fully understand that there are dangers, inherent and otherwise, in the activity and in engaging in the activity during the COVID-19 pandemic. I further understand that my participation and that of the minor in the activity may expose each or both of us to the risk of personal injury or death and/or causing me to acquire COVID-19 and transmit it to others. I hereby acknowledge that I am authorizing my child to participate in the activity of my own free will and I agree to assume the full risk of any injuries and/or damages and/or losses of any kind, regardless of severity and including death, that may occur in connection with my participation in the activity.
2. **Medical Release.** I authorize Costa Mesa Aquatics Club employees, instructors and other activities coordinators to provide or cause to be provided such medical treatment to named minor as may be necessary or appropriate if any injury occurs while they are participating in the activity.
3. **Waiver and Release of Liability.** I, intending to be legally bound for myself and my heirs, personal representatives, next of kin, and anyone who might make a claim on my behalf, hereby waive, release,

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and discharge Costa Mesa Aquatics Club (CMAC), officers, agents, employees, contractors and volunteers from any and all claims for damages and/or liability, whether caused by any active or passive negligent act or omission of the, Costa Mesa Aquatics Club (CMAC) or their officers, agents, employees, and/or volunteers, or otherwise related to my participation and promise not to sue Costa Mesa Aquatics Club or their officers, agents, employees, contractors and/or volunteers for any injury or damages that named minor may incur in connection with the activity. And to hold harmless any property owners that volunteer their property for free instruction during a Covid shutdown. This release and waiver extend to all claims of every kind or nature whatsoever, foreseen, and unforeseen, known, or unknown.

4. **Compliance with all Rules.** I have reviewed the Costa Mesa Aquatics Club (CMAC) team guidelines and agree that named minor and all guardian who will attend, drop off, participate or observe will obey all rules and regulations applicable to the activity and instructions provided by the Costa Mesa Aquatics Club (CMAC) and their staff, instructors, contractors or other activities coordinators.
5. **Miscellaneous.** I acknowledge and agree that this agreement is binding upon my heirs, assigns and legal representatives, I agree that this agreement is intended to be as broad and inclusive as is permitted by California law. I further agree that this agreement is severable and that if any clause is found invalid, the balance of the agreement will remain in effect, valid, and enforceable.

I HAVE READ THIS AGREEMENT AND WAIVER AND RELEASE OF LIABILITY, KNOW, UNDERSTAND AND AGREE TO BE BOUND BY ITS CONTENTS AND SIGN IT OF MY OWN FREE WILL.

Parent/Legal Guardian Name _____

Signature: _____ Date: _____