

# GENERAL RELEASE AND INDEMNITY AGREEMENT

(To be signed by Adults)

Shopping Center: Mall of America

Owned by: MOAC Mall Holdings LLC

Promotion: Pet Photos with Santa

Date: Sunday, December 9, 2018

## KNOW ALL MEN BY THESE PRESENTS:

WHEREAS the undersigned, being of lawful age, has (have) requested permission, authorization and license to enter upon the premises comprising the above named Shopping Center for a purpose and business of my (our) own and not as an invitee upon said premises, and at my (our) own risk.

NOW, THEREFORE, in consideration thereof the undersigned does (do) hereby covenant and agree with the above named entity owning Shopping Center (hereinafter called "Owner") and each tenant of said shopping center and MOA Entertainment LLC, MOAC Mall Holdings LLC, Clear Channel Communications, Nickelodeon Universe, MTV Networks, Co., Gerstlauer and their respective affiliated entities, their corporate licensees, shareholders, directors, and representatives of each of them (collectively, "Released Parties") as follows, namely:

THAT THE UNDERSIGNED FOR HIMSELF (herself, themselves), his (her, their) heirs, executors, administrators and assigns does (do) hereby forever exonerate, release, acquit and discharge Released Parties, and each of them and their respective agents, officers, employees, heirs, executors, administrators, successors and assigns of and from all claims, demands, damages, actions, suits, debts, liabilities and causes of action of every nature which the undersigned might have against Released Parties, their agents, officers, employees, heirs, executors, administrators, successors and assigns by reason of any damage, loss or injury, either to person or property, or both, resulting from the entry by the undersigned on the shopping center premises, conducting personal business thereon and/or participating in contest; the undersigned voluntarily assuming all risk of accident to his or her person and property; it being understood that the undersigned will be considered as conducting personal business on the shopping center premises from the time of commencement thereof until the conclusion of such business regardless of activities of any other character on premises by the undersigned occurring within such period and the undersigned shall never be considered an invitee of Released Parties during such period.

The undersigned does (do) hereby agree to indemnify, defend and hold Released Parties, and each of them and their respective agents, officers, employees, heirs, executors, administrators, successors and assigns free and harmless from and against any and all claims, demands, damages, actions, suits, debts, liabilities, causes of action, loss, cost and expense arising out of or as a result of the conduct of such business or activities by the undersigned upon the shopping center premises, including, without limitation, any and all claims of any third party for injury to person or property or any other negligent or wrongful acts or omissions of the undersigned.

Dated this \_\_\_\_\_ day of December 2018.

Name (*Please Print*) \_\_\_\_\_

By (*Signature*) \_\_\_\_\_

Address \_\_\_\_\_

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

### **Pet Photo with Santa Guidelines**

- All animals must be current on all vaccinations. Proof of vaccination will be required before entering the Santa Experience. No exceptions.
- A general release agreement and pet waiver form will be required to be filled out before entering the Santa Experience.
- All animals must be leashed. Those animals that cannot be controlled by a leash must be contained in an appropriate cage or crate.
- No wolves or wolf-dogs hybrids will be allowed. No pet wild animals (examples: lions, tigers, bears, raccoons, snakes, etc.), farm animals (examples: calves, lambs, baby goats, etc.), snakes or lizards over 6 ft. in length, and no venomous animals will be allowed to enter the building.
- Pet owners will be responsible for immediately cleaning up any "messes" created by their animals.
- Participants are discouraged from petting or handling each other's pets, especially reptiles, turtles, and amphibians.
- Mall of America Management has the discretion to turn away any animal that does not fit the guidelines listed above, or any animal that appears to be aggressive toward people or other animals.