



New York Yacht Club Invitational Team Race For the Commodore George R. Hinman Masters Trophy August 14-16, 2009

WAIVER OF LIABILITY RELEASE

Circle one: SKIPPER CREW

As a participant in a New York Yacht Club Team Race event, I agree to the following:

- 1) **SKIPPER ONLY:** All skippers will be required to provide a \$500 damage deposit prior to the start of racing by providing credit card information or NYYC member number at registration. The deposit is a per-incident maximum. If a skipper has more than one incident, he or she is then liable for up to \$500 for each individual incident. Skippers should be aware that while the Team Race Representative or Waterfront Staff will attempt to identify all damage at the post-regatta inspection, often this is not possible due to the nature of the damage. The skipper is responsible for all damage, even if it is discovered only after the post-regatta report is completed and signed. In the event that there is material damage not covered by insurance and no one acknowledges responsibility (e.g., crews are rotated among the boats and no one reports the damage), the cost of repairs will be charged to all the designated skippers on a pro rated basis.

As skipper of a boat, I am responsible for the following:

- a. Any contact incident resulting in damage to a Sonar or any other boat(s), equipment, or property.
- b. Inspecting each Sonar I sail along with the designated Team Racing or Waterfront Staff both prior to racing and after racing. I will sign the regatta damage report that will identify all visible damage; however, as skipper I will also be responsible for all material damage even if it is not discovered until after the inspection.
- c. Delivering the boat to the location specified by the Team Racing or Waterfront staff and, if so requested, providing at least two persons to assist in hauling the boat and placing it on the trailer.

NYYC Member Account #: _____

Credit Card #: _____ **Expiration Date:** _____

Phone #: _____

- 2) **ALL:** I verify that I can swim 20 yards and tread water for 3 minutes.
- 3) **ALL:** I will wear a U.S. Coast Guard-approved personal flotation device whenever I am on a boat unless actively changing clothes.
- 4) **ALL:** I acknowledge that sailing involves some risk and I understand that the decision to participate in this event is my sole responsibility and not that of the New York Yacht Club. I am acquainted with *The Racing Rules of Sailing*, Part 1, Fundamental Rules, Rule 4: "The responsibility for a boat's decision to participate in a race or to continue racing is hers alone." In consideration of being permitted to participate in this event, on behalf of myself, my heirs, executors, administrators, successors and assigns, I hereby waive, release and discharge any and all claims, actions, causes of action and suits whatsoever, in law, admiralty or equity, against the New York Yacht Club and each of its officers, directors, employees, sponsors, members, representatives, and agents (collectively as "Releasees") resulting from or arising out of my participation in this event or using the New York Yacht Club's boats or facilities.

(PRINT NAME CLEARLY) _____

(Signature) _____ **Club:** _____