

INDIVIDUAL WAIVER AND RELEASE OF LIABILITY

In consideration of being permitted to enter for any purpose the Exercise Facility located in the Boulders IV Building, 7501 Boulders View Dr., Richmond, VA 23225, or being permitted to use any of the equipment or participate in any exercise program located therein, the undersign, individually and for his or her personal representatives, heirs and next of kin, agrees as follows:

1. I HEREBY RELEASE, WAIVE, DISCHARGE AND COVENANT NOT TO SUE Brandywine Operating Partnership, L.P., their officers, agents, employees, or contractors, or from any and all liability for any and all claims, demands, losses or damages on account of injury to me, including death, or damage whether caused or alleged to be caused in whole or in part by the negligence of the Release or otherwise.
2. Immediately upon entering the Exercise Facility, and continuously thereafter, I will inspect the area and all portions of the Exercise Facility which I enter and with which I come in contact, and if I find anything I believe to be unsafe, I will immediately leave the Exercise Facility and advise the landlord of its agent of the unsafe condition.
3. My entry into the Exercise Facility and my use of any equipment located therein constitutes my acknowledgement that I have inspected the area and that I find and accept it as being safe and reasonably suited for the purpose of my use.
4. I understand and acknowledge that use of exercise equipment or participation in exercise programs involves a risk of injury, including permanent disability and death, not only from my own actions but from the actions of others and the condition of the equipment and the premises, and I assume this risk in using the Exercise Facility, and accept personal responsibility for any damages following such injury, permanent disability or death.
5. I understand that use of the Exercise Facility is restricted to those patrons expressly authorized by the landlord.
6. I agree to follow all rules governing use of the Exercise Facility and understand that failure to do so may result in termination of my permission to use the Exercise Facility.
7. I understand that my permission to use the Exercise Facility will terminate when I am no longer a tenant or employee of a tenant in the Boulders IV, 7501 Boulders View Dr., Richmond, VA 23225.

DATE _____

INDIVIDUALS SIGNATURE _____

INDIVIDUALS PRINTED NAME _____

COMPANY NAME _____

BUILDING NAME (ADDRESS) _____

SUITE NUMBER _____

ACCESS CARD NUMBER _____