



## Waiver of Liability and Release for use of Batting Cages

<i>Last Name</i>	<i>First Name</i>	<i>Middle Initial</i>	<i>DOB</i>
<i>Street Address</i>	<i>City</i>	<i>State</i>	<i>Zip</i>
<i>Phone Number</i>		<i>Email</i>	

I hereby acknowledge and agree that participation in the batting cages within Coach's LLC, a Baseball, Softball, and Athletic Training Facility has inherent risks. In consideration of the services provided by Coach's, their agents, officers, participants, consultants, employees and all persons or entities acting in any capacity on their behalf (hereinafter referred to as Coach's) I now agree and certify as follows:

1. I acknowledge and fully understand that I, \_\_\_\_\_, the participant (if participant is 18 years of age or older) or parent/legal guardian of the above listed minor participant, will be engaging in activities that may involve risk of serious injury which might result not only from my own actions, inactions, or negligence, but from the actions, inactions, or negligence of others or the conditions of the premises or of any equipment used. Further, that there may be other risks not known or not reasonable foreseeable at this time. The risks may include, but are not limited to: nature of the activity, latent or apparent defects of conditions in equipment or property supplied by Coach's or other entity; acts of other participants in this activity, employees or agents of Coach's; my own physical condition, acts of omissions; conditions of Coach's facility and surrounding grounds or terrain and accidents connected with their use; first aid emergency treatment or other services.
2. I expressly agree and promise to accept and assume all the risks existing in this activity. My participating in this activity is purely voluntary and I elect, in spite of the risks, to participate. I assume all the foregoing risks and accept personal responsibility for the damages following such injury.
3. On behalf of myself, my children, my parents, my heirs, assigns, personal representative I hereby voluntarily release, waive, forever discharge, and agree to indemnify and hold harmless Coach's and each of their respective commissioner, directors, agents, and other employees, its parent, subsidiaries, affiliate, employees, distributors and agents, other batting cage participants, and if applicable, operator or lessors of premises used to conduct the event/activity, from any and all liability for any and all claims, demands of causes of action which are in any way connected with my participation in this activity or my use of Coach's equipment or facilities.
4. I hereby certify that I have adequate insurance to cover any injury or damage I may cause or suffer while participating in these activities or alternatively I agree to bear the cost of such injury or damage myself. I further certify that I have no medical or physical conditions, which could interfere with my safety in this activity, or else I am willing to assume and bear the costs of all risk that may be created, directly or indirectly, by any such condition.
5. I hereby certify that I am at least 18 years old, or the part or legal guardian of the participant under 18, and I agree ***I will wear a batting helmet at all times while in the batting cages.*** I hereby provide Coach's permission to administer basic first aid and I authorize Coach's or its agents or employees to contact 911 or other emergency personnel as needed.
6. I hereby certify that I have been given the Rules & Regulations for batting cage use and will adhere to them.
7. I understand that use of the ProBatter machine will allow different pitch speeds and the pitch speed will be set only to what I am accustomed to hitting/catching. I understand that setting the pitch speed at a higher speed is extremely dangerous and will assume all responsibilities.
8. I do hereby give Coach's its assigns, licensees, and legal representatives the irrevocable right to use photographs or videography in all forms and media and in all manners, including composite, for advertising or marketing for publication or any other lawful purposes, and I waive any right to inspect or approve the finished product, including written copy, internet, etc., which may be created in connection therewith.

By signing this document, I acknowledge that if anyone is hurt, or property is damaged during participation in this activity a court of law may find me to have waived my right to maintain a lawsuit against Coach's and each of the parties listed in Paragraph 3 above on the basis of any claim from which I have release them herein.

***I HAVE HAD SUFFICIENT TIME TO READ THIS ENTIRE DOCUMENT. I HAVE READ AND UNDERSTOOD IT, AND I AGREE TO BE BOUND BY ITS TERMS.***

Participant Signature or Parent/Guardian if participant is under age 18 \_\_\_\_\_

Print Name of Signatory \_\_\_\_\_

Date \_\_\_\_\_



## ***Waiver of Liability and Release for use of Batting Cages***

### ***Batting Cage Rules & Regulations***

- First time users must undergo a brief equipment orientation with Coach's staff.
- Adults (15 years of age and older) must feed the pitching machine.
- Youth under the age of 14 must be accompanied by an adult.
- Adults are responsible for the actions of the youth in the bagging cage. Misconduct will result in immediate termination of privileges. Horse-play/fooling around will not be tolerated.
- Closed-toe shoes must be worn.
- No metal cleats allowed.
- No food or drink allowed in the batting cage area.
- Batters and feeders must wear helmets at all time while in the batting cages.
- Batter must provide own feeder or pitcher.
- When pitching or operating pitching machine you must stand behind the safety net.
- Spectators and those not participating need to stand outside of the netting area.
- The only people swinging a bat are those inside the individual cages.
- Once your time is up, please stop the machine and put all balls back into the bucket.
- This is a family atmosphere, no profanity or vulgar language/gestures will be permitted.
- **FEE MUST BE PAID AND WAIVER FORM MUST BE SIGNED BEFORE USING THE BATTING CAGES – IF THE PARTICIPANT IS UNDER 18, A PARENT OR LEGAL GUARDIAN MUST SIGN THE WAIVER FORM.**
- IF YOU NEED ASSISTANCE WITH THE MACHINE PLEASE SPEAK TO A STAFF MEMBER.