

**PUBLICITY WAIVER AND GENERAL RELEASE
CLEVELAND CAVALIERS – EVENT PARTICIPATION**

PUBLICITY RELEASE

In consideration for being allowed to participate in the **Buckeye High School Band Halftime Performance November 30, 2013** (the "Promotion") at Quicken Loans Arena, the undersigned ("Participant") does hereby grant to Cavaliers Operating Company ("Company"), which owns and operates the Cleveland Cavaliers ("Team") and operates Quicken Loans Arena, a member franchise of the National Basketball Association ("NBA"), the NBA and its member teams (collectively, the "NBA Parties"), as appropriate, and their respective parents, subsidiaries, directors, members, officers, governors, affiliates, licensees, employees and agents, the non-revocable rights to:

- 1.) Record, edit, use and re-use worldwide, in perpetuity, on standard or non-standard television, in-arena television ("Q-Tube"), cable television, home video, print, digital and electronic media, and in any other means of distribution, publication or exhibition whether now known or hereinafter created, the acts, pictures, poses, performances, statements and sound materials of Participant on film, videotape, audio-tape and/or as otherwise telecast or recorded by or on behalf of Company, Team, and/or the NBA Parties for use by them or any of their partners' production or publication, including but not limited to for use in the programs and materials related to the Promotion (collectively, the "Materials"); and
- 2.) Use Participant's name, voice, likeness, statements, actions and biographical data in connection with the production, publicity, advertising, promotion, exhibition or other exploitation or use of any of the Materials.

Participant does hereby release the above-referenced parties from any and all claims or liabilities of any kind arising out of or in connection with the making or the use of the Materials or the use of Participant's name, voice, likeness or biography.

Participant understands that he/she shall not receive any compensation in connection with any use of the Materials.

GENERAL RELEASE [PLEASE READ CAREFULLY]

In consideration for being allowed to participate in the Promotion, Participant does hereby: (a) acknowledge and fully understand that Participant will be engaging in activities that involve risks of serious injury, including death which result from not only Participant's actions, inactions or negligence, but might result from the actions or negligence of others, the conditions of the premises or of any equipment used and that there may be other risks not known or not reasonably foreseeable at this time; (b) assume all the aforementioned risks; and (c) release, waive, discharge, defend, indemnify and hold harmless the Company, Team and the NBA Parties (collectively, "Released Parties"), each present and former officer, director, shareholder, agent, employee, governor and member of the Released Parties, the subsidiaries, affiliates, predecessors, assigns of the Released Parties and any sponsors, advertisers, owners and lessees of premises used to conduct the Promotion, from any and all liability to the Participant, his or her heirs and next of kin, for any and all claims, demands, losses or damages on account of any injury or loss in any way related to the Promotion or the Participant's participation therein, including physical injury (and death) and damage to property, caused or alleged to be caused in whole or in part by any Released Party or otherwise. Participant agrees to comply with any and all rules, terms and conditions for participation in the Promotion, and acknowledges that the risks stated above remain notwithstanding such rules, terms and conditions.

Participant acknowledges that he/she has read and understands this release, recognizes the substantial rights he/she is giving up, and is signing it freely and without inducement.

Participant Name Participant Age Participant DOB Today's Date
(Please Print First & Last)

PLEASE PRINT: (Contact information of participant or parent/guardian if Participant is under 18 years of age)

Last Name First Name Day Phone

Address City State Zip Emergency Contact

E-mail Address Emergency Phone