



Participant Waiver of Liability

This releases possible claims against PCYC and others

In consideration of being permitted to participate in the 2010 Pacific Cup, for myself and my heirs, next of kin, legal representatives, successors, and assigns, and in consideration of acceptance to participate in the Pacific Cup Race:

(a) I acknowledge that a sailing race from San Francisco to Hawaii has inherent risks and dangers and hereby assume those risks and dangers. These risks include but are not limited to personal injury and death and damage to and or loss of equipment and the sailing vessel itself through some failure of the vessel, collision with other vessels, debris, or animals as well as loss due to adverse weather conditions and seas. The responsibility for the ultimate decision that a vessel is seaworthy and fit for participation in the race is entirely that of the skipper and crew despite any inspection or equipment requirements of Pacific Cup Yacht Club ("PCYC"). I understand any inspection by PCYC is not a marine survey but merely an inspection to determine compliance with certain race requirements.

(b) **I waive and release any and all claims that I may have or that may arise** against PCYC, the Kaneohe Yacht Club and any other host club, their officers, directors, members, committee members, volunteers, employees, advisors, and agents or any one or more of them, or their executors, administrators, heirs, next of kin, successors or assigns, including any and all claims for damages caused by the active or passive negligence of any of them arising out of my participation in the race or its related activities.

(c) I grant permission to PCYC and its designees to release or report information about my participation in the race and to use for any purpose any photograph of me or my yacht taken or submitted in connection with the race and its activities.

(d) If I am the Skipper or Person in Charge of an entered yacht, I further warrant and agree that:

(i) my yacht is fully found, properly seaworthy in hull, rig, sails, and gear, and will be properly outfitted and equipped and competently manned by an experienced crew capable of properly handling said yacht under adverse circumstances, that the skipper and crew are prepared and committed to handle serious breakdowns (*e.g.* loss of rudder or mast) without outside assistance, and all safety equipment is properly maintained and stowed and each member of the crew knows where it is kept and how it is to be used.

(ii) I acknowledge **the safety of my yacht and her crew is my sole and inescapable responsibility**, and that it is my sole and exclusive responsibility to decide whether or not to start or continue to race.

(iii) I shall not participate in the race except with crew who have submitted a waiver in the form prescribed by PCYC, such as this one.

Signature:	
Name:	Date:
Yacht Name:	<p>When complete, fax to (415) 223-4506 or mail to PACIFIC CUP YACHT CLUB <i>Bobbi Tosse</i> <i>817 Hawthorne Dr.</i> <i>Walnut Creek, CA 94596</i></p>
<p>Please also complete your emergency contact information at http://PacificCup.org/participant</p>	