

# CITY OF DURHAM FIRE DEPARTMENT

TRAINING DIVISION

2008 EAST CLUB BOULEVARD • DURHAM, NC 27704

919.560.4242 • FAX 919-560-4256

www.durhamfd.org

Robert J. Zoldos, Fire Chief

Andy Sannipoli, Assistant Chief of Training



## RELEASE OF LIABILITY AND COVENANT NOT TO SUE

Full Name (printed): \_\_\_\_\_

Organization: \_\_\_\_\_

***This form must be completed and signed prior to beginning your training or coming on site.***

I, the undersigned, desire to participate in fire training exercises at the Durham Fire Department's training grounds, presently located at 2008 East Club Blvd, Durham, NC. I certify that I am at least 18 years old and that I understand and agree to the terms contained in this Release of Liability and Covenant Not to Sue (hereafter called "Release"). **I understand that participating in fire training exercises is dangerous and that I could suffer illness, severe injuries, or death as a consequence of the exercises.**

Despite the risks, I do, in consideration of the privilege of participating in the exercises and training, hereby release, acquit and forever discharge **the City of Durham ("City"), its heirs, agents, servants, employees, officers, officials, representatives and assigned attorneys** from any and all claims, demands, and causes of action that I may now have or that might subsequently accrue, arising out of or connected with, either directly or indirectly, from my participating in the exercises and training referenced in this Release **whether or not caused by any act or omission on the part of the parties released or any of their agents or employees.**

I also agree not to sue the City of Durham, its employees, or its agents and agree to indemnify the City for all claims, damages, losses, or expenses, including attorney's fees, if I, my representative, or my estate sues the City, its agents, or its employee concerning an injury, illness, or death to me connected with the exercises or training.

I agree and understand that I am relinquishing, on behalf of myself, my personal representatives and my heirs, any and all rights I now have or may have in the future to file a tort claim, civil action or any other claim for any injury, damage, or death I may suffer arising from my participation in the exercises and training, including use of any Durham Fire Department or other City facility.

I acknowledge that I am not an employee or volunteer for the City of Durham and that the exercises and training are not sponsored by the City of Durham. I understand that, by signing this release, **I am not waiving any rights, privileges or benefits to which I may otherwise be entitled to receive from my employing agency** (if applicable), including, but not limited to workers' compensation benefits from my employing agency. I understand that the City of Durham provides no insurance or worker's compensation coverage for me.

I understand and acknowledge the highly contagious nature of COVID-19 and voluntarily assume the risk that I may be exposed to or infected by COVID-19 by participating in fire training exercises, and that such exposure or infection may result in personal injury, illness, permanent disability, and death. I understand that the risk of becoming exposed to or infected by COVID-19 may result from the actions, omissions, or negligence of myself and others, including, but not limited to, City employees, volunteers, and residents, and their families.

I had the opportunity to ask any and all questions about the Release and I understand its terms and meaning. I have read this document thoroughly and understand that by signing this form I am waiving legal rights.

\_\_\_\_\_  
Participant Signature

\_\_\_\_\_  
Driver's License #

\_\_\_\_\_  
Date

\_\_\_\_\_  
Parent/Guardian Signature (if participant is a minor)

\_\_\_\_\_  
Driver's License #

\_\_\_\_\_  
Date

\_\_\_\_\_  
Emergency Contact Name (Printed)

\_\_\_\_\_  
Emergency Contact Phone #