

## **Finally Swim, LLC Terms of Agreement**

### **ASSUMPTION OF RISK:**

We understand and acknowledge that there are certain risks, dangers and hazards inherent in swimming and swimming-related activities. On behalf of ourselves, our children and all guests at our pool party, we hereby voluntarily and freely assume all risk of accident and injury that may result from our children's participation in swimming lessons or our children's and our guests' participation at our pool party.

### **WAIVER/RELEASE OF LIABILITY:**

We hereby waive, release and forever discharge Finally Swim, LLC, and all swim instructor(s) and lifeguard(s) referred to us by Finally Swim, LLC, and Margarete Hyer individually (the "Released Parties") and agree to indemnify, defend and hold harmless the Released Parties from and against any and all actions, suits, demands, claims, damages and causes of action brought by any guest or invitee at a pool party at which any of the Released Parties provides lifeguard services.

### **CANCELLATION POLICY:**

**SWIM LESSONS:** Missed appointments, without prior notice, may be rescheduled, but a refund will **not** be issued. Cancellations and rescheduling will be up to the discretion of the instructor with whom you have been assigned, particularly when a cancellation must be made due to inclement weather. If you request a refund for any amount of your swim lesson package, you will receive what is due to you, in full, minus a \$40 handling fee.

**POOL PARTIES:** Forty-eight hour notice is required for canceling pool parties. If inclement weather prohibits us from carrying out the **party service** on both scheduled dates, you will receive a refund minus a \$30 handling fee for booking party helpers only and \$50 for pool party bookings that have already been arranged with lifeguards.

### **PHOTO RELEASE:**

\_\_\_ I grant Finally Swim, LLC the permission to display my child's/childrens photos on the  
Finally Swim website.

\_\_\_ I DO NOT grant Finally Swim, LLC the permission to display my child's/childrens photos on  
the Finally Swim website.

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### **BY SIGNING BELOW I ACKNOWLEDGE AND AGREE TO ALL TERMS AND CONDITIONS LISTED ABOVE.**

**Please fill in the information below that applies to you using one form per payment.**

\_\_\_\_\_  
Client (Parent/Guardian) Signature    Date    \_\_\_\_\_  
Number of Instructor(s), Lifeguard(s), Helper(s)

\_\_\_\_\_  
Home Address of **Lessons** or **Party**    Party Given For / Date of Party / Hours Booked

### **IN THE SPACES BELOW PROVIDE THE FOLLOWING INFORMATION:**

Name each student you are registering / number & type of swim lessons / amount paid

\_\_\_\_\_    Private, Semi - Private, Group lessons    \_\_\_\_\_ amount

\_\_\_\_\_    Private, Semi - Private, Group lessons    \_\_\_\_\_ amount

\_\_\_\_\_    Private, Semi - Private, Group lessons    \_\_\_\_\_ amount

Total Payment for Lessons or Parties \_\_\_\_\_    Check # \_\_\_\_\_

