

ELECTRONIC DATA FILE DISTRIBUTION WAIVER OF LIABILITY

Burnidge Cassell Associates
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 Pease Borst Associates
 KJWW Engineers
 Landmark Engineering Group
 Lindsay and Associates
 McClure Engineering Associates
 Metro Design Associates
 Scheflow Engineers
 Strand Associates, Inc.

Any electronic data, files or information provided under this Agreement are the property of the above listed consultants (Team). It is understood and agreed that the information contained in these electronic data file shall not be copied or duplicated for any use other than the project for which they were created. It is understood by the undersigned that compatibility of this electronic media with other systems is not guaranteed, and conversion to other systems is done at the user's own risk. The user hereby agrees and recognizes that designs, plans and data stored on electronic media including, but not limited to, computer disk and magnetic tape, may be subject to undetectable alteration and/or uncontrollable deterioration. It is agreed by the undersigned that the Team shall not be liable for the completeness or accuracy of any material provided on electronic media.

The undersigned agrees to defend, hold harmless and indemnify the Team and its officers, directors, employees, agents and consultants for any and all claims, losses, costs or damage whatsoever arising out of, resulting from, or in any way related to the use of electronic data files provided hereunder, whether that use is authorized or unauthorized. The user further agrees to defend, indemnify and hold harmless the Team its officers, directors, employees, agents and consultants from any and all claims, damages, losses, expenses and injuries arising out of the modification of the electronic data files by the user or by anyone obtaining said files through or from the user. The Team bears no responsibility for the information in the electronic data files once it leaves the Burnidge, Cassell and Associates' office or web site. The undersigned understands that the electronic data files is subject to applicable copyright laws and agrees to be bound by same.

Upon our receipt of this agreement duly executed by an Officer of your firm, the requested username and password will be assigned to allow access to the project data file on our web site. Please print and FAX this form to 847-742-4571, attention to the project architect/interior designer of the particular project. You may request the Data files on CD for a fee of \$200.

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